

THURSDAY, JANUARY 22, 2004

FIFTY-FIRST LEGISLATIVE DAY

CALL TO ORDER

The Senate met at 9:00 a.m., and was called to order by Mr. Speaker Wilder.

PRAYER

The proceedings were opened with prayer by Pastor Glenda Sutton of Family Affair Ministry in Nashville, Tennessee, a guest of Senator Harper.

PLEDGE OF ALLEGIANCE

Senator McLeary led the Senate in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 31

Senators present were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

INTRODUCTION OF BILLS

The Speaker announced that the following bills were filed for introduction and passed first consideration:

Senate Bill No. 2254 by Senator Dixon.

Education -- Requires Department of Education to create online assessment system for student use to measure and provide feedback concerning student knowledge and skills in TCAP and Gateway subject areas. Amends TCA Title 49.

Senate Bill No. 2255 by Senator Dixon.

Education -- Creates demonstration project for teaching of certain courses in public schools by videoconferencing. Amends TCA Title 49.

Senate Bill No. 2256 by Senator Dixon.

Education -- Requires select oversight committee on education to study No Child Left Behind accountability plan. Amends TCA Title 3, Chapter 15, Part 3 and Title 49.

Senate Bill No. 2257 by Senator Dixon.

Schools, Private and Charter -- Increases maximum number of charter schools that can be formed in concert with public higher education institutions from 9 to 12 per year. Amends TCA Title 49, Chapter 13.

Senate Bill No. 2258 by Senator Dixon.

Juvenile Offenders -- Creates a juvenile offenders risk and need assessment and classification system. Amends TCA Title 37.

Senate Bill No. 2259 by Senator Dixon.

Insurance Companies, Agents, Brokers, Policies -- Regulates use of consumer credit information by an insurer in calculating premium for certain types of personal insurance; prohibits using zip code or geographic zone smaller than consumer's county of residence as factor; requires information to be filed with Department of Commerce and Insurance regarding use of consumer credit information. Amends TCA Title 56.

Senate Bill No. 2260 by Senator Dixon.

Coroners -- Requires that Shelby County medical examiner be appointed by the county mayor from a list of a maximum of two doctors of medicine or osteopathy nominated by convention of the physicians (medical or osteopathic) resident in the county subject to the confirmation by a majority of the whole membership of the county legislative body. Amends TCA Section 38-7-104.

Senate Bill No. 2261 by Senator Dixon.

Teachers, Principals and School Personnel -- Provides for reimbursement, up to \$2,000, to each teacher certified by National Board for Professional Teaching Standards. Amends TCA Title 49, Chapter 5, Part 56.

Senate Bill No. 2262 by Senator Dixon.

TennCare -- Requires managed care organizations and behavioral health organizations participating in the TennCare program to contract with federally qualified health clinics and certain similar entities as facilities. Amends TCA Title 56 and Title 71.

Senate Bill No. 2263 by Senator Crutchfield.

County Officers -- Clarifies present law concerning requirement that trustee give receipt to taxpayer for taxes paid; permits forms to be drawn in manner so taxpayer can retain portion of tax notice in lieu of trustee mailing separate receipt. Amends TCA Title 67, Chapter 1, Part 7.

Senate Bill No. 2264 by Senator Crutchfield.

County Government -- Authorizes municipality which has constructed, operates or maintains storm water or flood control facilities to enter into contract or interlocal agreement with county to bill and collect storm water fees for the municipality as designated item on ad valorem tax notice issued by the county. Amends TCA Section 12-9-104 and Section 68-221-1107.

Senate Bill No. 2265 by Senator Crutchfield.

Telecommunications -- Requires incumbent local exchange carriers to lease network elements to competitive carrier at reasonable price; defines fully competitive market, and just and reasonable rate. Amends TCA Title 65, Chapter 5.

Senate Bill No. 2266 by Senator Crutchfield.

Special License Plates -- Authorizes issuance of cultural license plates for Baylor School of Chattanooga. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2267 by Senator Crutchfield.

TennCare -- Revises TennCare prompt payment requirements; reinstates pre-2002 process for claim denial and reconsideration prior to submission to an independent reviewer; removes ability to

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

submit notices to providers electronically, to aggregate claims submitted to an independent reviewer,

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

and requirement concerning maximum time for reimbursing provider. Amends TCA Section 56-32-226.

Senate Bill No. 2268 by Senator Crutchfield.

Health Care -- Deletes maternity-only hospitals from definition of hospital. Amends TCA Title 68.

Senate Bill No. 2269 by Senator Crutchfield.

Insurance Companies, Agents, Brokers, Policies -- Requires notice of assignment of benefits to health care provider covered under Title 63, to be sent via certified mail upon request. Amends TCA Title 56.

Senate Bill No. 2270 by Senator Crutchfield.

Insurance Companies, Agents, Brokers, Policies -- Makes Tennessee Insurance Guaranty Association Act applicable to excess insurance purchased by a group composed of cities, counties, housing authorities, utility districts, volunteer fire services and electric cooperatives instead of excluding all excess insurance. Amends TCA Title 56.

Senate Bill No. 2271 by Senator Crutchfield.

Insurance Companies, Agents, Brokers, Policies -- Clarifies time verbal authorization for medical care remains in effect to be period not to exceed authorized date of service and is subject to language contained in written confirmation. Amends TCA Title 56.

Senate Bill No. 2272 by Senator Crutchfield.

Medical Occupations -- Changes amount of time physician and employing entity have to determine fair market value of practice during buy back from 10 to 15 days. Amends TCA Title 63.

Senate Bill No. 2273 by Senator Harper.

State Inmates -- Requires the Department of Correction to provide an orientation to inmates before release concerning relevant services for life after release or parole. Amends TCA Title 40.

Senate Bill No. 2274 by Senator Harper.

Hospitals and Health Care Facilities -- Requires all nursing homes to have sprinklers and fire alarms by 7/1/2005. Amends TCA Title 68.

Senate Bill No. 2275 by Senator Trail.

Tennessee Bureau of Investigation -- Permits the chief justice of the supreme court as well as the governor to request investigative records from the TBI and request that the TBI conduct background investigations on potential appointees. Amends TCA Section 38-6-106.

Senate Bill No. 2276 by Mr. Speaker Wilder.

McNairy County -- Prevents inadvertent abolishment of the office of constable in McNairy County at the end of the incumbent constable's term. Amends TCA Section 8-10-101.

Senate Bill No. 2277 by Mr. Speaker Wilder.

Taxes, Sales -- Exempts sales of motor vehicles to members of Tennessee national guard on federal active military service during periods of hostilities from sales and use tax. Amends TCA Section 67-6-303.

Senate Bill No. 2278 by Senator Crowe.

Motor Vehicles -- Requires motor vehicle financial responsibility information be entered onto accident reports. Amends TCA Title 55, Chapter 10, Part 1.

Senate Bill No. 2279 by Senator Crowe.

Special License Plates -- Authorizes issuance of new specialty earmarked license plates for The Children's Hospital at Johnson City Medical Center; allocates 50 percent of funds derived from sale of such plates, minus expenses, to Mountain States Health Foundation to develop and expand such hospital. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2280 by Senator Fowler.

State Symbols -- Designates A.C. Kalmbach Memorial Library in Chattanooga as an official railroad library of State of Tennessee. Amends TCA Title 4, Chapter 1, Part 3.

Senate Bill No. 2281 by Senator Kilby.

Hazardous Materials -- Relieves owner or operator of liability for hazardous waste disposed of at site before certificate of clearance is issued by Department of Environment and Conservation, requires register of deeds to register certificates of clearance, authorizes subsequent landowners to rely upon certificates of clearance. Amends TCA Title 68.

Senate Bill No. 2282 by Senator Kilby.

Motor Vehicles -- Creates system whereby off-road vehicles can be voluntarily registered with TWRA in order to receive registration plates to deter theft of such vehicles. Amends TCA Title 70.

Senate Bill No. 2283 by Senator Kilby.

Pensions and Retirement Benefits -- Increases state paid portion of insurance premiums for active and retired teachers. Amends TCA Title 8, Chapter 27.

Senate Bill No. 2284 by Senator Kilby.

Jails, Local Lock-ups -- Prohibits local correctional facilities from charging or receiving monies for providing telecommunication services at such facilities. Amends TCA Title 41.

Senate Bill No. 2285 by Senator Kilby.

Special License Plates -- Authorizes issuance of new specialty earmarked license plates for Shriners; allocates 50 percent of funds derived from sale of such plates, minus expenses, to Shriners Hospitals for Children to provide free orthopaedic, burn and spinal cord injury care for children. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2286 by Senator Ford.

Education -- Requires, under certain circumstances, each LEA to allow certain students to carry and self-administer asthma medications. Amends TCA Section 49-5-415.

Senate Bill No. 2287 by Senator Ford.

Health Care -- Extends provisions of Obesity Study and Prevention Act of 2002 from 2004 to 2008. Amends TCA Title 7; Title 9; Title 48; Title 49; Title 56; Title 68; Title 71 and Chapter 658 of the Public Acts of 2002.

Senate Bill No. 2288 by Senator Ford.

Children's Services, Dept. of -- Continues and expands the family to family pilot program in order to divert placement of certain children within the state's foster care system. Amends TCA Section 37-2-414; Section 71-3-136; Section 71-3-137 and Section 71-3-138.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2289 by Senator Ford.

Bail, Bail Bonds -- Releases bail bondsman or surety from its obligation under bail bond if charge against surety's principal is not commenced within two years in certain circumstances. Amends TCA Section 40-11-132.

Senate Bill No. 2290 by Senator Ford.

Courts, General Sessions -- Authorizes Shelby County to designate one division of its general sessions court as the mental health court. Amends TCA Title 9; Title 16; Title 33 and Title 37.

Senate Bill No. 2291 by Senator Ford.

Bail, Bail Bonds -- Limits time clerk can demand payment for execution on final bail bond judgments to 180 days. Amends TCA Title 40, Chapter 11, Part 1.

Senate Bill No. 2292 by Senator Ford.

Economic and Community Development, Dept. of -- Abolishes the Department of Economic and Community Development and transfers certain departmental functions to other governmental entities.

Senate Bill No. 2293 by Senator Ford.

Driver Licenses -- Prohibits any person having a learner permit, an intermediate license or a restricted license from using a mobile telephone while operating a motor vehicle in motion on any public highway, street or roadway. Amends TCA Title 55, Chapter 50.

Senate Bill No. 2294 by Senator Ford.

Child Custody and Support -- Changes references related to "custodial parent", "child support" and "visitation". Amends TCA Title 36.

Senate Bill No. 2295 by Senator Ford.

Real Property -- Creates method of selling certain properties located in federally designated empowerment zones or renewal communities; creates method to permit transfer of tax lien to person paying delinquent taxes to governmental entity. Amends TCA Title 67, Chapter 5.

Senate Bill No. 2296 by Senator Crowe.

DUI/DWI Offenses -- Requires the revocation of license plates for DUI offenders and allows them to apply for special DUI license plates created by the Department of Safety. Amends TCA Title 55, Chapters 4 and 10.

Senate Bill No. 2297 by Senator Crowe.

Podiatrists -- Establishes regulations for the practice of orthotics and pedorthics under the board of registration in podiatry. Amends TCA Title 63, Chapter 3.

Senate Bill No. 2298 by Senator McNally.

Taxes, Sales -- Provides for distribution to Anderson and Roane counties of 4.5925 percent of the state sales tax collected in each county. Amends TCA Title 67, Chapter 6.

Senate Bill No. 2299 by Senator McNally.

Loan Companies and Short Term Lenders -- Clarifies procedure for police seizure of pawned items that have been stolen and the return of those items to their legal owner. Amends TCA Section 45-6-213.

Senate Bill No. 2300 by Senator McNally.

Child Custody and Support -- Requires employers to notify department and clerk if the employer files bankruptcy or ceases to operate as business; requires that income assignment not be affected by bankruptcy or cessation of business. Amends TCA Title 36, Chapter 5.

Senate Bill No. 2301 by Senator McNally.

Education -- Implements alcohol and drinking and driving awareness curriculums in elementary and high schools respectively. Amends TCA Title 49, Chapter 6, Part 10.

Senate Bill No. 2302 by Senator McNally.

Education -- Provides for innovative education programs in LEAs, subject to the approval of the Commissioner of Education. Amends TCA Section 49-1-207.

Senate Bill No. 2303 by Senator McNally.

Scholarships and Financial Aid -- Requires THEC to report annually on lottery scholarships to select education oversight committee and joint lottery committee instead of Senate and House Education Committees. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 2304 by Senator McNally.

Juries and Jurors -- Requires that statement showing juror compensation also show the number of hours each day that the juror served and that the statement be available to the employer. Amends TCA Title 22, Chapter 4.

Senate Bill No. 2305 by Senator McNally.

Criminal Offenses -- Creates Class A misdemeanor for person who knowingly issues, sells or manufactures false academic degree; creates Class C misdemeanor for individual who knowingly uses or claims to have false academic degree to obtain employment, promotion in employment or admission to institution of higher learning. Amends TCA Title 39, Chapter 17, Part 1.

Senate Bill No. 2306 by Senator McNally.

Education, Higher -- Places university foundations under the public records law to allow public inspection. Amends TCA Section 49-7-107.

Senate Bill No. 2307 by Senator Crowe.

Medical Occupations -- Authorizes employers to conduct criminal background on EMTs and EMT-Ps. Amends TCA Title 68, Chapter 140, Part 5.

Senate Bill No. 2308 by Senator Bryson.

General Assembly -- Requires newly elected or appointed members to attend four-hour ethics training course. Amends TCA Title 3, Chapter 1, Part 1.

Senate Bill No. 2309 by Senator Bryson.

Purchasing -- Prohibits vendors with contracts cancelled for non-performance from bidding on identical or comparable contracts for 12 months from such cancellation. Amends TCA Title 12, Chapter 3, Part 1.

Senate Bill No. 2310 by Senator Bryson.

Disabled Persons -- Assists persons with disabilities in finding employment through tax incentives and grants to employers. Amends TCA Title 4; Title 9; Title 33; Title 49; Title 50; Title 56; Title 67; Title 68 and Title 71.

Senate Bill No. 2311 by Senator McNally.

Bond Issues -- Authorizes issuance of bonds for purchase of school buses; upon default payment of such bonds to be made from funds school district would have otherwise received from state. Amends TCA Title 49, Chapter 3, Part 10.

Senate Bill No. 2312 by Senator Fowler.

Hospitals and Health Care Facilities -- Enacts the "Tennessee Health Care Decisions Act". Amends and repeals appropriate portions of TCA Title 32, Chapter 11; Title 33; Title 34 and Title 68.

Senate Bill No. 2313 by Senator Fowler.

Water -- Authorizes certain billing practices with respect to consumption of water and wastewater service.

Senate Bill No. 2314 by Senator Fowler.

Landlord and Tenant -- Changes time period in which landlord must inspect rented premises and compile listing of damages to unit that will be basis for charges against security deposit and estimated costs of repairing such damages from within three business days to within 10 business days of tenant's termination of occupancy. Amends TCA Title 66, Chapter 28.

Senate Bill No. 2315 by Senator Clabough.

Budget Procedures -- Authorizes municipalities and counties to prepare and adopt biennial budgets upon approval of the state director of local finance and in accordance with rules and regulations promulgated by state director and approved by comptroller; also requires certain actions first be taken by local government. Amends TCA Title 4; Title 5; Title 6; Title 7 and Title 9.

Senate Bill No. 2316 by Senator Clabough.

Children -- Adds grounds for hearing petition for grandparent visitation. Amends TCA Section 36-6-306.

Senate Bill No. 2317 by Senator Clabough.

Municipal Government -- Adds undergrounding of electrical and other utility cables, including streetscape improvements, to definition of improvement which requires municipalities to follow statutory procedures for making annual improvement assessments. Amends TCA Section 7-33-301.

Senate Bill No. 2318 by Senator Clabough.

Fees -- Requires clerks to charge \$2.00 fee for data entry for each party in a case; requires judicial council to appoint committee to study and make recommendations on court costs to general assembly by January 17, 2005. Amends TCA Section 8-21-401 and Section 16-21-107.

Senate Bill No. 2319 by Senator Clabough.

Racing and Motor Sports -- Adds McMinn County to present law limiting racing in tourist resort counties to three days a week and prohibiting racing after 11:00 p.m. on week nights with racing hours on Sunday set between noon and 6:00 p.m. Amends TCA Title 55, Chapter 22, Part 1.

Senate Bill No. 2320 by Senator Cohen.

Lottery -- Clarifies that a person is disqualified from being a lottery retailer, with certain exceptions, for any criminal offense involving gambling, theft, computer offenses, forgery, perjury, dishonesty or unlawfully selling or providing a product or substance to a minor. Amends TCA Section 4-51-115(f)(2)(B).

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2321 by Senator Cohen.

Traffic Safety -- Clarifies that provision requiring rear light to illuminate license plate on every motor vehicle or trailer drawn at end of train of vehicles does not apply to a single vehicle but only the last vehicle in a train of vehicles. Amends TCA Title 55, Chapter 9, Part 4.

Senate Bill No. 2322 by Senator McLeary.

Housing -- Allows persons who are local government, public housing authority, or non-profit corporation employees who do not have a financial interest in a housing development to serve on THDA board. Amends TCA Section 13-23-128.

Senate Bill No. 2323 by Senator Cooper.

Boards and Commissions -- Licenses home inspectors, creates board to license home inspectors, sets requirement for obtaining licensure. Amends TCA Title 4, Chapter 29 and Title 62.

Senate Bill No. 2324 by Senator Cooper.

Surplus Property -- Permits the Commissioner of General Services to waive the fee imposed on agencies disposing of computer equipment for good cause shown. Amends TCA Title 4, Chapter 3, Part 11 and Title 12, Chapter 2, Part 4.

Senate Bill No. 2325 by Senator Cooper.

Capitol -- Designates Capitol Hill parking spaces for legislative branch. Amends TCA Title 4, Chapter 8.

Senate Bill No. 2326 by Senator Cooper.

Radio and Television -- Raises amount of civil penalty for theft of cable television service. Amends TCA Title 7.

Senate Bill No. 2327 by Senator Cooper.

Finance and Administration, Dept. of -- Requires written approval by the commissioner for relocation expenses from the state office buildings and support facilities revolving fund. Amends TCA Section 9-4-905.

Senate Bill No. 2328 by Senator Cooper.

Computers and Electronic Processing -- Increases from two to three nonvoting members of the information systems council; increases from one to two state employee members of the information systems council having experience in the field of information systems and selected by the state employees association. Amends TCA Title 4, Chapter 3, Part 10 and Title 4, Chapter 3, Part 55.

Senate Bill No. 2329 by Senator Cooper.

Unemployment Compensation -- Provides that certain individuals, who are deemed by the IRS not to be employees of certain firms for purposes of certain federal statutes, shall not be deemed to be employees of such firms for purposes of the Tennessee employment security law. Amends TCA Title 50, Chapter 7.

Senate Bill No. 2330 by Senator Cooper.

Utilities, Utility Districts -- Defines the term "employees of local government and quasi-governmental organizations" to include utility district commissioners, for purposes of the local government health insurance plan. Amends TCA Section 7-82-308 and Title 8, Chapter 27.

Senate Bill No. 2331 by Senator Cooper.

Contractors -- Increases from \$1,000,000 to \$2,000,000 the monetary license limit at which a contractor must have a financial statement prepared by a licensed accountant in order to get contractor's license renewed. Amends TCA Title 62, Chapter 6.

Senate Bill No. 2332 by Senator Cooper.

Public Health -- Terminates the certification of the practice of acupuncture and the Tennessee advisory committee for acupuncture. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 6, Part 10.

Senate Bill No. 2333 by Senator Cooper.

Jails, Local Lock-ups -- Requires health care providers that elect to provide medical care to prisoners incarcerated in a county jail in Greene County to be reimbursed at the level of applicable fee-for-service payment for that locality under the Medicare program. Amends TCA Title 41.

Senate Bill No. 2334 by Senator Cooper.

Unemployment Compensation -- Exempts from payroll for purposes of unemployment compensation premiums wages paid to an employee who is injured and is subject to worker's compensation. Amends TCA Title 50, Chapter 7.

Senate Bill No. 2335 by Senator Cooper.

Financial Institutions, Dept. of -- Requires non-profit consumer credit agencies to register with commissioner of financial institutions; requires commissioner to regulate non-profit consumer credit agencies. Amends TCA Title 45.

Senate Bill No. 2336 by Senator Cooper.

Utilities, Utility Districts -- Requires Department of Transportation to pay certain utilities' relocation costs when highway is constructed and utility facilities are on the right of way. Amends TCA Title 54, Chapter 5, Part 8.

Senate Bill No. 2337 by Senator Cooper.

State Government -- Raises the maximum employee suggestion award from \$6,000 to \$10,000; allows board to set higher award in extraordinary situations. Amends TCA Title 4, Chapter 27.

Senate Bill No. 2338 by Senator Cooper.

Insurance Companies, Agents, Brokers, Policies -- Regulates the use of consumer credit information by an insurer in rating, renewing, denying or canceling certain types of personal insurance; requires information to be filed with the Department of Commerce and Insurance regarding the use of consumer credit information. Amends TCA Title 56.

Senate Bill No. 2339 by Senator Cooper.

Credit, Consumer -- Requires both for-profit and non-profit consumer credit services businesses to obtain a signed statement from each consumer indicating that the consumer understands that participation in a debt management plan may negatively impact the consumer's credit rating. Amends TCA Title 47, Chapter 18.

Senate Bill No. 2340 by Senator Cooper.

Public Records -- Increases amount clerk receives for making and certifying copy of instrument on original books. Amends TCA Title 10, Chapter 7.

Senate Bill No. 2341 by Senator Kurita.

Planning, Public -- Provides that owner of any new subdivision development located within 1,000 feet of any existing sport shooting range must provide on plat filed with county notice stating that property is located near established shooting range and property conditioned on acceptance of annoyance or inconvenience that might be caused by shooting range activities. Amends TCA Title 13.

Senate Bill No. 2342 by Senator Kyle.

Motor Vehicles, Titling and Registration -- Removes exception under which Shelby County clerks collect \$1.50 in motor vehicle registration fees per registration for certain services thereby allowing such clerks to collect \$2.50 for the registration services as is provided for all other counties. Amends TCA Section 55-6-104.

Senate Bill No. 2343 by Senator Kyle.

Computers and Electronic Processing -- Enacts the "Anti-Spam Act of 2004". Amends TCA Title 39, Chapter 14 and Title 47, Chapter 18, Part 25.

Senate Bill No. 2344 by Senators Kyle and Kilby.

Public Contracts -- Requires every state contract for performance of services to contain provisions specifying that only U.S. citizens residing in the states or persons authorized to work in the U.S. pursuant to federal law including legal U.S. resident aliens shall be employed in performance of services under the contract or any subcontract awarded under the contract. Amends TCA Title 12, Chapter 4, Part 1.

Senate Bill No. 2345 by Senator Kyle.

Environment and Conservation, Department of -- Establishes Tennessee board for green business development. Amends TCA Title 11.

Senate Bill No. 2346 by Senator Kyle.

Taxes, Litigation -- Authorizes Davidson and Shelby County to impose a local litigation tax on each civil case filed in general sessions court, or in a court where the general sessions judge serves as judge, except juvenile court; authorizes such counties to impose local litigation tax on each criminal conviction in general sessions court. Amends TCA Section 16-15-5006.

Senate Bill No. 2347 by Senator Kyle.

Election Laws -- Authorizes each county election commission to develop Internet-based electronic filing process for use by candidates for local public office and political campaign committees for a local election in such county or in municipalities located in such county. Amends TCA Title 2, Chapter 12, Part 1.

Senate Bill No. 2348 by Senator Kyle.

Taxes, Sales -- Reduces sales tax on food from 6 percent to 3 percent effective January 1, 2005. Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 16; Title 30; Title 36; Title 39; Title 40; Title 45; Title 47; Title 48; Title 55; Title 56; Title 57; Title 61; Title 62; Title 67; Title 68; Title 69; Title 70 and Title 71.

Senate Bill No. 2349 by Senator Kyle.

Taxes -- Clarifies application of changes to business tax law made in 2002; closes loophole under franchise and excise tax law; provides sales and use tax credit for amount of sales tax due on tobacco buydown payments included in sales price of tobacco sold at retail; makes other various revisions regarding state taxes and revenues. Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7;

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Title 8; Title 9; Title 12; Title 16; Title 30; Title 36; Title 39; Title 40; Title 45; Title 47; Title 48; Title 55; Title 56; Title 57; Title 61; Title 62; Title 67; Title 68; Title 69; Title 70 and Title 71.

Senate Bill No. 2350 by Senator Kyle.

Taxes, Sales -- Reduces sales tax on food from 6 percent to 3 percent effective January 1, 2005. Amends TCA Title 3; Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 12; Title 16; Title 30; Title 36; Title 39; Title 40; Title 45; Title 47; Title 48; Title 55; Title 56; Title 57; Title 61; Title 62; Title 67; Title 68; Title 69; Title 70 and Title 71.

Senate Bill No. 2351 by Senator Clabough.

Taxes, Real Property -- Eliminates 30-day time period as POW to qualify as disabled veteran for certain property tax relief. Amends TCA Section 67-5-704.

Senate Bill No. 2352 by Senator Clabough.

Pensions and Retirement Benefits -- Allows TCRS retiree to be reemployed by a public building authority and to continue to collect full retirement benefits. Amends TCA Title 8, Chapter 35, Part 8.

Senate Bill No. 2353 by Senator Clabough.

Public Records -- Increases from \$25,000 to \$35,000 amount of compensation received by employee of association or nonprofit corporation subject to open records law before including name and amount of compensation in annual audit performed by comptroller. Amends TCA Title 10, Chapter 7.

Senate Bill No. 2354 by Senator Clabough.

Highways, Roads and Bridges -- Increases time for filing inventory of county highway machinery, equipment, tools, supplies, and materials from 60 to 75 days from date chief administrative officer takes office. Amends TCA Title 54.

Senate Bill No. 2355 by Senator Harper.

Lottery -- Requires Department of Mental Health and Developmental Disabilities to develop and implement educational and treatment program for compulsive gambling disorder; earmarks \$200,000 annually from drug and alcohol treatment programs for compulsive gambling. Amends TCA Title 4, Chapter 3, Part 16; Title 4, Chapter 51 and Title 33.

Senate Bill No. 2356 by Senator Harper.

Mental Health and Developmental Disabilities, Dept. of -- Requires department to develop and implement educational and treatment program for compulsive gambling disorder; creates compulsive gambling special account funded from gambling and lottery fines and appearance bond forfeitures. Amends TCA Title 4, Chapter 3, Part 16; Title 4, Chapter 51; Title 33 and Title 39.

Senate Bill No. 2357 by Senator Harper.

Mental Health and Developmental Disabilities, Dept. of -- Requires department to develop and implement educational and treatment program for compulsive gambling disorder; creates compulsive gambling special account funded from lottery retailer contract renewal fees. Amends TCA Title 4, Chapter 3, Part 16; Title 4, Chapter 51 and Title 33.

Senate Bill No. 2358 by Senator Harper.

Lottery -- Includes funds for compulsive gambling education and treatment as operating expense of corporation; directs portion of unclaimed prize money not to exceed \$200,000 annually to the

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Department of Mental Health and Developmental Disabilities for compulsive gambling education and

treatment; requires department to report annually to board and select committee. Amends TCA Title 4, Chapter 3, Part 16; Title 4, Chapter 51 and Title 33.

Senate Bill No. 2359 by Senator Harper.

Mental Health and Developmental Disabilities, Dept. of -- Requires department to develop and implement educational and treatment program for compulsive gambling disorder. Amends TCA Title 4, Chapter 3, Part 16; Title 4, Chapter 51 and Title 33.

Senate Bill No. 2360 by Senator Person.

Tobacco, Tobacco Products -- Requires Department of Agriculture to transmit notice of underage sale, including the date of violation and the name of the violator, to the store owner or, if the owner is not identifiable, the store manager prior to assessment of a civil penalty for an employee violation. Amends TCA Section 39-17-1509.

Senate Bill No. 2361 by Senator Person.

Domestic Violence -- Creates Class A misdemeanor offense of violating an order of protection and requires any sentence for such offense to be served day for day; requires two-year supervision period for probation on any misdemeanor offense of domestic abuse; and sets out conditions that can be imposed in ex parte order of protection. Amends TCA Title 36, Chapter 3, Part 6; Title 39, Chapter 13, Part 1 and Title 40, Chapter 35, Part 3.

Senate Bill No. 2362 by Senator Person.

General Assembly -- Allows members of the general assembly to purchase computer equipment for legislative use without going through the office of legislative administration. Amends TCA Title 3, Chapter 1.

Senate Bill No. 2363 by Senator Person.

General Assembly -- Limits general assembly members to \$5,000 for out-of-state travel to conferences, gatherings, and other similar group events in any calendar year. Amends TCA Title 3, Chapter 1.

Senate Bill No. 2364 by Senator Person.

Aged Persons -- Enacts "Elder Tennesseans Protection Act of 2004". Amends TCA Title 3; Title 4; Title 29; Title 39; Title 40; Title 63; Title 68 and Title 71.

Senate Bill No. 2365 by Senator Person.

Taxes, Ad Valorem -- Permits taxpayer whose property is grossly overappraised to appeal directly to state board of equalization prior to March 1 of second year following tax year in question. Amends TCA Title 67, Chapter 5, Part 14.

Senate Bill No. 2366 by Senator Person.

Fiduciaries -- Prohibits any person other than licensed attorney or court-appointed licensed auctioneer from conducting sale in foreclosure proceedings; requires street address for person conducting foreclosure sale so that person may be served with process. Amends TCA Title 35.

Senate Bill No. 2367 by Senator Crutchfield.

Local Government, General -- Repeals section preempting local governments from regulating tobacco products. Repeals TCA Section 39-17-1551.

Senate Bill No. 2368 by Senator Crutchfield.

Public Contracts -- Clarifies that for a public work contract, while a contractor is required to obtain a bond or other surety, the contractor is not required to obtain the bond from any particular surety, agent, broker or producer, and cannot be so required by any public official. Amends TCA Section 12-4-201.

Senate Bill No. 2369 by Senator Crutchfield.

Hospitals and Health Care Facilities -- Authorizes a 10 percent credit against the nursing home bed tax for expenses by a nursing home to install sprinklers in fiscal years 2004-2005 and 2005-2006. Amends TCA Title 67; Title 68 and Title 71.

Senate Bill No. 2370 by Senator Crutchfield.

Telecommunications -- Exempts persons licensed as real estate broker, affiliate broker or time-share salesperson from telephone solicitation restrictions and Do Not Call Register requirements. Amends TCA Title 65, Chapter 4, Part 4.

Senate Bill No. 2371 by Senator Crutchfield.

Courts, General Sessions -- Makes law applicable to permissive appointment of judicial commissioners applicable statewide except in any county having a metropolitan form of government. Amends TCA Section 40-1-111.

Senate Bill No. 2372 by Senator Crutchfield.

Arrests -- Allows an arrested person who is issued a citation in lieu of continued custody to appear at the arresting law enforcement agency for booking and processing after a finding of guilt by the court rather than prior to trial. Amends TCA Section 40-7-118.

Senate Bill No. 2373 by Senator Crutchfield.

Special License Plates -- Authorizes issuance of cultural license plates for McCallie School in Chattanooga. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2374 by Senator Ford.

Public Officials -- Sets the compensation of several state and county officials and indexes such compensation with the CPI. Amends TCA Title 3; Title 4; Title 5; Title 7 and Title 8.

Senate Bill No. 2375 by Senator Cohen.

State Inmates -- Establishes, under certain circumstances, the rate of indemnification for wrongful imprisonment. Amends TCA Title 9, Chapter 8.

Senate Bill No. 2376 by Senator Haynes.

Radio and Television -- Provides for availability of a cable television channel or network to broadcast public proceedings of the legislative, executive and judicial branches of state government and to broadcast emergency messages and information for the Tennessee emergency management agency and the governor's office of homeland security. Amends TCA Title 7, Chapter 59; Title 49, Chapter 50 and Title 65, Chapter 4.

Senate Bill No. 2377 by Senator Haynes.

Drug and Alcohol Rehabilitation -- Directs that money received from fines and forfeitures of appearance bonds from drug violations in Davidson County be deposited in special fund for use exclusively by the state trial courts drug court program of such county for court-ordered drug treatment and educational programs. Amends Title 39, Chapter 17, Part 4.

Senate Bill No. 2378 by Senator Haynes.

Indigents -- Removes requirement that the copy of the court order sent to the administrative director of the courts that fixes compensation or approves an expense claim filed by an attorney for the representation of an indigent criminal defendant be a certified copy. Amends TCA Title 4; Title 8; Title 9; Title 16; Title 20; Title 24; Title 29; Title 33; Title 37; Title 39; Title 40; Title 41; Title 55 and Title 67.

Senate Bill No. 2379 by Senator Haynes.

Civil Procedure -- Enacts the "Commonsense Consumption Act".

Senate Bill No. 2380 by Senator Haynes.

Registers of Deeds -- Revises procedures for filing, registering and recording documents in office of county register. Amends TCA Title 13 and Title 66.

Senate Bill No. 2381 by Senator Haynes.

Consumer Protection -- Requires certain notice to certain homebuyers that a house lies in a flood plain or did lie in a flood plain until it was raised. Amends TCA Title 47 and Title 66.

Senate Bill No. 2382 by Senator Haynes.

Real Property -- Enacts the "Neighborhood Preservation Act".

Senate Bill No. 2383 by Senator Haynes.

Highway Signs -- "Albert Gore, Jr. Highway", S.R. 840 in its entirety.

Senate Bill No. 2384 by Senator Haynes.

Telecommunications -- Adds federal law cites to statute requiring Tennessee regulatory authority to include part of National Do Not Call Registry database that relates to Tennessee in state's Do Not Call Register database. Amends TCA Title 65, Chapter 4.

Senate Bill No. 2385 by Senator Haynes.

Charitable Solicitations -- Conforms Do Not Call exemption to FTC telemarketing sales rule with respect to 501(c)(3) organizations by including communications made on behalf of such organization as well as made by a member, volunteer, or direct employee of the organization. Amends TCA Section 65-4-401.

Senate Bill No. 2386 by Senator Haynes.

Civil Service -- Requires appointing authority to appoint from promotion list if any names appear thereon. Amends TCA Title 8, Chapter 30, Part 3.

Senate Bill No. 2387 by Senator Haynes.

Autopsies -- Requires autopsy report to be completed within 30 days of submission of the body or person responsible for report shall make written explanation as to why such report was not completed within 30 days and send it to next of kin and person requesting autopsy. Amends TCA Title 38, Chapter 7, Part 1.

Senate Bill No. 2388 by Senator Haynes.

Lottery -- Requires 501(c)(3) organizations authorized to conduct an annual event in calendar year 2004 to file an accounting with the comptroller of the treasury within 30 days after such event.

Senate Bill No. 2389 by Senator Haynes.

Taxes, Exemption -- Exempts from sales tax purchase of motor vehicle by reserve member of the U.S. Armed Forces while on active duty outside the U.S. Amends TCA Section 67-6-303.

Senate Bill No. 2390 by Senator Haynes.

Taxes, Hotel/Motel -- Revises distribution of hotel/motel tax levied by Goodlettsville to include distributing not more than one third of proceeds to chamber of commerce for tourist related activities. Amends TCA Section 7-4-110.

Senate Bill No. 2391 by Senator Haynes.

Boards and Commissions -- Revises duties of alarms systems contractors board to include prescribing tests required for registration, testing requirements and test fees. Amends TCA Title 62, Chapter 32.

Senate Bill No. 2392 by Senator Haynes.

Boards and Commissions -- Requires annual rather than biennial licensing by board of employee assistance professionals, revises scope of practice of employee assistance professionals. Amends TCA Title 62, Chapter 42.

Senate Bill No. 2393 by Senator Haynes.

Fire Prevention and Investigation -- Clarifies that fire protection sprinkler system installations do not require an engineer's seal or stamp be attached. Amends TCA Title 62, Chapter 32, Part 1.

Senate Bill No. 2394 by Senator Haynes.

Codes -- Clarifies that all fire protection systems be installed in accordance with state law. Amends TCA Section 68-120-101.

Senate Bill No. 2395 by Senator Haynes.

Garnishments and Executions -- Requires six-month period for second and later garnishments on same debtor to begin running upon filing with court clerk. Amends TCA Title 26, Chapter 2, Part 2.

Senate Bill No. 2396 by Senator Haynes.

Motor Vehicles, Titling and Registration -- Requires good cause before second temporary tag can be issued and hardship before third temporary tag is issued. Amends TCA Title 55, Chapter 4, Part 1.

Senate Bill No. 2397 by Senator Harper.

Sunset Laws -- Great Smoky Mountains park commission, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 11, Chapter 19.

Senate Bill No. 2398 by Senator Harper.

Sunset Laws -- Compact for education, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 12.

Senate Bill No. 2399 by Senator Harper.

Sunset Laws -- Industrial development division, building finance committee, June 30, 2006. Amends TCA Title 4, Chapter 14 and Title 4, Chapter 29.

Senate Bill No. 2400 by Senator Harper.

Sunset Laws -- Southeast interstate forest fire protection compact, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 11, Chapter 4.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2401 by Senator Harper.

Sunset Laws -- Public livestock market board, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 44, Chapter 12.

Senate Bill No. 2402 by Senator Harper.

Sunset Laws -- Controlled substance database advisory committee, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 53, Chapter 10.

Senate Bill No. 2403 by Senator Harper.

Sunset Laws -- Center for earthquake research and information, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 8.

Senate Bill No. 2404 by Senator Harper.

Sunset Laws -- Interstate compact on mental health, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 33, Chapter 9.

Senate Bill No. 2405 by Senator Harper.

Sunset Laws -- Tennessee board for economic growth, June 30, 2006. Amends TCA Title 4, Chapter 14 and Title 4, Chapter 29.

Senate Bill No. 2406 by Senator Harper.

Sunset Laws -- Advisory council on teacher education and certification, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 5.

Senate Bill No. 2407 by Senator Atchley.

Pensions and Retirement Benefits -- Changes various provisions concerning TCRS, such as provisions governing service in superseded system and contributions. Amends TCA Sections 8-34-101(14)(B), 8-34-101(46)(B), 8-34-602(d), 8-35-401(a), 8-35-403, 8-35-404(d), 8-36-801, 8-36-802, 8-36-818; and Title 7 and Title 8, Chapter 35, Part 2.

Senate Bill No. 2408 by Senator Atchley.

Pensions and Retirement Benefits -- Makes various revisions to provisions governing optional retirement systems in institutions of higher education such as removing requirement that all optional investment products must be authorized by both the board of trustees of the University of Tennessee and of the board of regents after review and comment by the Tennessee consolidated retirement system before being available to their employees. Amends TCA Section 8-35-401.

Senate Bill No. 2409 by Senator Atchley.

Pensions and Retirement Benefits -- Clarifies that an employee of a state institution of higher education is a member of the TCRS unless such person elects to participate in optional retirement program established by the institution. Amends TCA Title 8, Chapters 34-37.

Senate Bill No. 2410 by Senator Atchley.

Pensions and Retirement Benefits -- Clarifies that an employee of a state institution of higher education is a member of the TCRS unless such person elects to participate in optional retirement program established by the institution. Amends TCA Title 8 and Title 49.

Senate Bill No. 2411 by Senator Atchley.

Utilities, Utility Districts -- Establishes certain uniform methods for filling vacancies occurring on utility district boards of commissioners; creates an administrative mechanism whereby utility districts can convert to one of the uniform methods; establishes a uniform method for removal of commissioners

under certain circumstances. Amends TCA Section 7-82-307; Section 7-82-402(c) and Section 7-82-702.

Senate Bill No. 2412 by Senator Atchley.

Lottery -- Authorizes annual event in calendar year 2004 for purpose of raising money for benefit of the Sportsmen Wildlife Foundation, a 501(c)(3) organization, pursuant to Article XI, Section 5 of the Constitution of Tennessee.

Senate Bill No. 2413 by Senator Atchley.

Insurance Companies, Agents, Brokers, Policies -- Adds definition of alien insurance company. Amends TCA Title 56.

Senate Bill No. 2414 by Senator Burchett.

Vending Machines -- Prohibits vending machines in elementary, middle, or high schools. Amends TCA Title 49, Chapter 6, Part 23.

Senate Bill No. 2415 by Senator Atchley.

Industrial Development -- Authorizes industrial development corporations to prepare economic impact plans for dedicated areas, upon approval of governing municipality, and permits future additional tax revenues from such areas, above that amount regularly levied by all entities presently taxing the area, to be used for industrial development corporation purposes. Amends TCA Title 7, Chapter 53, Part 3.

Senate Bill No. 2416 by Senator Atchley.

Schools, Private and Charter -- Provides that charter school is to administer state value added testing for its students. Amends TCA Section 49-13-111.

Senate Bill No. 2417 by Senator Burchett.

Consumer Protection -- Requires permit for conducting home solicitation sales; requires seller to furnish certain information to the TBI and county clerk; imposes penalty for violation; adds conducting home solicitation sales without permit as unfair or deceptive practice. Amends TCA Title 47.

Senate Bill No. 2418 by Senator McNally.

Public Officials -- Prohibits state officials from misappropriating state property, allows attorney general to investigate and bring recovery action, and allows the court awarding damages against offending state official to treble those damages. Amends TCA Title 8, Chapter 50.

Senate Bill No. 2419 by Senator McNally.

Taxes, Excise -- Provides for taxation of unauthorized substances. Amends TCA Title 67, Chapter 4.

Senate Bill No. 2420 by Senator McNally.

Criminal Offenses -- Enhances penalty for manufacture, possession or sale of methamphetamine if deadly weapon is present at the time of violation. Amends TCA Title 39, Chapter 17.

Senate Bill No. 2421 by Senator McNally.

Criminal Offenses -- Creates mandatory minimum jail time for convictions of drug possession, including 48 hours for first offense and 45 days for second offense, and provides funding for costs of incarceration of these offenders through the drug court treatment program fund. Amends TCA Title 16, Chapter 22, Part 1 and Title 39, Chapter 17, Part 4.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2422 by Senator Henry.

Architects, Engineers and Designers -- Exempts architects born before January 1, 1928, from continuing education requirements. Amends TCA Title 62, Chapter 2, Part 5.

Senate Bill No. 2423 by Senator Henry.

Hospitals and Health Care Facilities -- Expands membership of the health services development agency by adding one representative of the home care industry to the agency on and after July 1, 2004. Amends TCA Section 68-11-1604(b).

Senate Bill No. 2424 by Senator Henry.

Alcoholic Beverage Commission -- Increases license fees; allows commission to retain money collected from fees instead of such money being deposited with state treasurer. Amends TCA Title 57, Chapter 3 and Title 57, Chapter 4.

Senate Bill No. 2425 by Senator Henry.

Common Carriers -- Clarifies scope of exemption from sales and use tax of vehicles used in interstate commerce. Amends TCA Section 67-6-331.

Senate Bill No. 2426 by Senator Burchett.

Consumer Protection -- Requires persons who engage in home solicitation sales to submit to background check; requires sellers to also obtain home solicitation sales permit from county clerk; creates Class E felony for person previously convicted of felony who participates in home solicitation sales. Amends TCA Title 47, Chapter 18.

Senate Bill No. 2427 by Senator Burchett.

Insurance, Health, Accident -- Requires health insurers to offer coverage for bariatric surgery for the treatment of morbid obesity. Amends TCA Title 56, Chapter 7, Part 26.

Senate Bill No. 2428 by Senator Burchett.

Firefighters -- Transfers commission on firefighting personnel standards and education from Department of Commerce and Insurance to the Department of Safety. Amends TCA Title 4, Chapter 24 and Title 4, Chapter 3.

Senate Bill No. 2429 by Senator Burchett.

Firefighters -- Raises per diem payment to members of the commission on firefighting personnel standards and education from \$50.00 to \$100 per day for assisting a local firefighting unit; removes \$300 yearly per member cap, and creates a new allowance of \$100 per diem payment plus travel costs for those attending a commission meeting. Amends TCA Title 4, Chapter 24.

Senate Bill No. 2430 by Senator Burchett.

Firefighters -- Clarifies that firefighters are eligible for educational incentives rather than bonuses; authorizes members of commission on firefighting personnel standards and education to remain on commission until a successor is appointed. Amends TCA Title 4, Chapter 24.

Senate Bill No. 2431 by Senator Burchett.

Parks, Natural Areas Preservation -- Enacts the "State Park Funding Act of 2004". Amends TCA Title 11, Chapter 3 and Title 55, Chapter 4, Part 1.

Senate Bill No. 2432 by Senator Burchett.

Private Protective Services -- Permits state or local correctional officer who has completed basic correctional training program and who is current on annual refresher courses to be issued "unarmed

security guard/officer" registration card without completion of the required training for such card. Amends TCA Title 62, Chapter 35, Part 1.

Senate Bill No. 2433 by Senator Burchett.

Solid Waste Disposal -- Exempts sinkhole disposal of solid waste from exemption on disposal on private land; and imposes \$1,000-\$5,000 penalty for sinkhole disposal of solid waste. Amends TCA Title 68, Chapter 211.

Senate Bill No. 2434 by Senator Burchett.

Public Contracts -- Permits written notice to contractor who executed bond or public official in charge of letting or awarding public contract to be mailed by return receipt certified mail instead of registered mail. Amends TCA Section 12-4-205.

Senate Bill No. 2435 by Senator Burchett.

Credit and Debit Cards -- Requires credit or debit cards issued to or authorized to be issued by the state, a state entity or a local government or a local governmental entity to be cancelled in certain circumstances.

Senate Bill No. 2436 by Senator Burchett.

Taxes, Sales -- Exempts sale of certain alternative fuel vehicles from sales and use tax. Amends TCA Title 67, Chapter 6, Part 3.

Senate Bill No. 2437 by Senator Burchett.

Taxes, Privilege -- Exempts persons 70 years of age or older from payment of professional privilege tax. Amends TCA Section 67-4-1708.

Senate Bill No. 2438 by Senator Burchett.

Taxes, Sales -- Exempts sale of certain alternative fuel vehicles from sales and use tax. Amends TCA Title 67, Chapter 6, Part 3.

Senate Bill No. 2439 by Senator Burchett.

Taxes, Excise -- Exempts diversified investing funds from excise tax. Amends TCA Section 67-4-2008(a).

Senate Bill No. 2440 by Senator Burchett.

Lottery -- Authorizes bingo in calendar year 2004 as an annual event for purpose of raising money for the benefit of the Knoxville Arts and Cultural Alliance, a 501(c)(3) organization, pursuant to Article XI, Section 5 of the Constitution of Tennessee.

Senate Bill No. 2441 by Senator Ketron.

Highway Signs -- "Ronald Reagan Parkway", State Route 840.

Senate Bill No. 2442 by Senator Ketron.

Taxes, Sales -- Reduces the state sales tax rate by .25 percent upon each increase of \$150,000,000 over the 2002-2003 sales tax revenue, up to a maximum decrease of 1 percent upon an increase in sales tax revenue of \$600,000,000 over the 2002-2003 sales tax revenue. Amends TCA Title 67, Chapter 6, Part 2.

Senate Bill No. 2443 by Senator Ketron.

Highway Signs -- "Admiral Fran McKee Memorial Bridge", Duck River, U.S. Highway 43 in Maury County.

Senate Bill No. 2444 by Senator Norris.

Growth and Development -- Clarifies and expands certain provisions pertaining to land use decisions and their consistency with an approved county growth plan. Amends TCA Section 6-58-107.

Senate Bill No. 2445 by Senator Norris.

Annexation -- Requires that certain notifications be forwarded to the county mayor when certain municipal actions are undertaken with regard to annexation of territory located within the unincorporated areas of the county. Amends TCA Title 6, Chapter 51, Part 1.

Senate Bill No. 2446 by Senator Norris.

Zoning -- Removes language relating to the transfer of development rights in historic zones. Amends TCA Section 13-7-402.

Senate Bill No. 2447 by Senator Norris.

Economic and Community Development -- Imposes certain sanctions upon a participating governmental unit that does not fully fund its required annual contribution to the joint economic and community development board. Amends TCA Section 6-58-114.

Senate Bill No. 2448 by Senator Norris.

Civil Procedure -- Deems counterclaimant for contractual attorney fees to be prevailing party if plaintiff voluntarily dismisses an action while such counterclaim is pending and does not timely recommence such action. Amends TCA Title 20, Chapter 6, Part 3.

Senate Bill No. 2449 by Senator Atchley.

Scholarships and Financial Aid -- Permits students pursuing vocational/technical training to obtain lottery scholarships if they achieve overall high school grade point average of 3.0 and 3.0 in technical preparation curriculum. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 2450 by Senator Atchley.

Pensions and Retirement Benefits -- Adds a gubernatorial appointee who is a vested member of TCRS and either a police officer, firefighter, or wildlife officer to the TCRS's board of trustees for two-year terms. Amends TCA Title 8, Chapter 34, Part 3.

Senate Bill No. 2451 by Senator Graves.

Child Custody and Support -- Allows non-custodial parent to petition court to order clerk to hold support payments in escrow if custodial parent who resides outside Tennessee fails to respond to subpoena. Amends TCA Section 36-5-503.

Senate Bill No. 2452 by Senator Graves.

Water -- Establishes the Tennessee Water Resource Development Agency, and a revolving fund for rural water supply. Amends TCA Title 68, Chapter 221.

Senate Bill No. 2453 by Senator Graves.

Motor Vehicles -- Prohibits operation of sound amplification system in a motor vehicle that can be heard more than 50 feet from such vehicle, violation is punishable by fine only of up to \$50.00. Amends TCA Title 55, Chapter 8, Part 1.

Senate Bill No. 2454 by Senator Crutchfield.

Advertising -- Prohibits exaction by local governments concerning billboards without payment of just compensation in certain circumstances. Amends TCA Title 54, Chapter 21, Part 1.

Senate Bill No. 2455 by Senator Southerland.

Radio and Television -- Expands municipal electric system cable pilot project to one in each grand division. Amends TCA Section 7-52-601.

Senate Bill No. 2456 by Senator Miller.

Child Custody and Support -- Allows court to order joint custody when parents disagree on custody; allows court discretion in determining duration of legal custody; requires court to adhere to parenting plan if parents agree on plan. Amends TCA Title 36.

Senate Bill No. 2457 by Senator Cooper.

Hospitals and Health Care Facilities -- Establishes timetable and requirements for fire sprinklers and smoke detectors in nursing homes. Amends TCA Title 68, Chapter 11, Part 2.

Senate Bill No. 2458 by Senator Cooper.

Hospitals and Health Care Facilities -- Establishes separate certificate of need requirements for replacing a currently licensed nursing home with another nursing home. Amends TCA Title 68, Chapter 11, Part 16.

Senate Bill No. 2459 by Senator Cooper.

Hospitals and Health Care Facilities -- Establishes timetable and requirements for fire sprinklers in nursing homes. Amends TCA Title 68, Chapter 11, Part 2.

Senate Bill No. 2460 by Senator Dixon.

Workers' Compensation -- Deletes case management system; removes hearing loss from current schedule of maximum of 150 weeks and makes it a body as a whole injury. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2461 by Senator Dixon.

Workers' Compensation -- Revises definition of "injury" and deletes definition of "mental injury". Amends TCA Title 50, Chapter 6.

Senate Bill No. 2462 by Senator Dixon.

Workers' Compensation -- Requires monies placed in uninsured employers fund be used to pay claims of injured workers employed by uninsured, underinsured or insolvent employers instead of paying for costs incurred by Department of Labor and Workforce Development in administering assessment and collection of penalties for noncompliance with insurance requirements. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2463 by Senator Dixon.

Workers' Compensation -- Increases required deposit or bond amount for self-insured employers from \$125,000 to \$500,000. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2464 by Senator Dixon.

Workers' Compensation -- Increases multiplier cap from 2-1/2 to 4-1/2 times the medical impairment rating for employees who return to work and increases the cap for employees who are not able to return to their pre-injury employment from 6 to 10; requires documented finding of two instead of three of listed items to escape multiplier cap. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2465 by Senator Dixon.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Workers' Compensation -- Provides for reduction of subrogation claims of employers in third party actions where negligence of employer results in reduction of value of or damages recoverable by the

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

injured employee; provides for hearing by trial judge to determine equitable subrogation interest of employer. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2466 by Senator Harper.

Sunset Laws -- Watkins Institute commission, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 50.

Senate Bill No. 2467 by Senator Harper.

Sunset Laws -- Baccalaureate education system trust fund, board of trustees, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 7.

Senate Bill No. 2468 by Senator Harper.

Sunset Laws -- Board for licensing health care facilities, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 11.

Senate Bill No. 2469 by Senator Harper.

Sunset Laws -- Human rights commission, June 30, 2007. Amends TCA Title 4, Chapter 21 and Title 4, Chapter 29.

Senate Bill No. 2470 by Senator Harper.

Sunset Laws -- Child care advisory council, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 1.

Senate Bill No. 2471 by Senator Burchett.

Sexual Offenses -- Requires inmates, who commit certain sexual offenses while incarcerated, to serve certain minimum periods consecutively to the sentence currently being served by the inmate. Amends TCA Title 39, Chapter 13, Part 5 and Title 40, Chapter 35.

Senate Bill No. 2472 by Senator Burchett.

Education -- Permits local education agencies to develop advanced placement courses for high school students in vocational and technical training. Amends TCA Title 49, Chapter 11.

Senate Bill No. 2473 by Senator Burchett.

Criminal Procedure -- Allows evidence of a defendant's prior conviction of a sex offense when the victim was less than 13 if the defendant is presently being convicted for a sex crime in which the victim is less than 13, subject to Rule of Evidence 403 and the state's giving notice at least 15 days before trial or later as the court may allow for good cause. Amends TCA Title 40, Chapter 17.

Senate Bill No. 2474 by Senator Burchett.

Education -- Allows children to finish out school year in same school if parent or guardian is temporarily unable to care for them. Amends TCA Title 49, Chapter 1.

Senate Bill No. 2475 by Senator Harper.

Sunset Laws -- Board of electrolysis examiners, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 26.

Senate Bill No. 2476 by Senator Harper.

Sunset Laws -- Board of alcohol and drug abuse counselors, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 24.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2477 by Senator Harper.

Sunset Laws -- Department of correction, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

Senate Bill No. 2478 by Senator Harper.

Sunset Laws -- State health planning and advisory board, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 11.

Senate Bill No. 2479 by Senator Harper.

Sunset Laws -- State university and community college system, board of regents, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 8.

Senate Bill No. 2480 by Senator Harper.

Sunset Laws -- Tennessee emergency management agency, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 58, Chapter 2.

Senate Bill No. 2481 by Senator Harper.

Sunset Laws -- Department of tourist development, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

Senate Bill No. 2482 by Senator Burks.

Drugs -- Creates Class E felony of possessing a substance with the intent to use it to manufacture a Schedule I or II controlled drug; Class D felony of possessing ephedrine with intent to make methamphetamine; Class D felony of selling a Schedule I or II controlled substance when child under 13 present; Class D felony of using two objects of drug paraphernalia together with intent to make methamphetamine; enhances penalty by one class for making methamphetamine if certain factors like minors or firearms are present; and creates presumption that person possessing certain amount of ephedrine and drug paraphernalia intended to make methamphetamine. Amends TCA Title 39, Chapter 17, Part 4.

Senate Bill No. 2483 by Senator Cohen.

Human Rights -- Prohibits discrimination in public services by state and local governments against certain persons. Amends TCA Title 4.

Senate Bill No. 2484 by Senator Cohen.

Criminal Procedure -- Requires law enforcement officer to read "Miranda rights" to any person in custody before interrogation of such person. Amends TCA Title 40, Chapter 14, Part 1.

Senate Bill No. 2485 by Senator Haynes.

Election Laws -- Allows county election commission to combine election notices published at same time into one publication; requires notice that polling place inaccessible to elderly or disabled voters published no later than 45 days before any election; makes other revisions to various election laws. Amends TCA Section 2-1-110; Section 2-19-107; Section 2-19-120; Section 2-3-109; Section 2-5-101; Section 2-5-211; Section 2-5-216; Section 2-6-202; Section 2-6-601; Section 2-7-118 and Section 7-86-127.

Senate Bill No. 2486 by Senator Harper.

Sunset Laws -- Victims council, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 40, Chapter 38.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2487 by Senator Harper.

Sunset Laws -- Sex offender treatment board, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 39, Chapter 13.

Senate Bill No. 2488 by Senator Harper.

Sunset Laws -- Board of dispensing opticians, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 14.

Senate Bill No. 2489 by Senator Harper.

Sunset Laws -- Board for professional counselors, marital and family therapists, and clinical pastoral therapists, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 22.

Senate Bill No. 2490 by Senator Harper.

Sunset Laws -- Department of health, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

Senate Bill No. 2491 by Senator Crutchfield.

Workers' Compensation -- Allows an injured employee to initiate a claim directly against the employer for injuries proximately caused by employer's gross negligence or violations of industry or governmental standards designed or intended to provide for safety of workers. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2492 by Senator Kilby.

Lottery -- Authorizes the Fraternal Order of Eagles in Roane County to conduct an annual event in calendar year 2004 for purpose of raising money for benefit of 501(c)(3) organizations, pursuant to Article XI, Section 5 of the Constitution of Tennessee.

Senate Bill No. 2493 by Senator Dixon.

Criminal Procedure -- Allows court to determine fee of not less than \$10.00 nor more than \$35.00 for supervision of defendant during pretrial diversion. Amends TCA Title 38 and Title 40.

Senate Bill No. 2494 by Senator Dixon.

Election Laws -- Requires each voting machine by November 2004 election to have capability of producing hard copy of voting totals or have documented method in place capable of retrieving voting totals from machine and producing hard copy of voting totals. Amends TCA Title 2, Chapter 9.

Senate Bill No. 2495 by Senator Dixon.

Schools, Private and Charter -- Prohibits the waiver of certain statutory requirements pertaining to public charter schools. Amends TCA Title 49, Chapter 13, Part 1.

Senate Bill No. 2496 by Senator Dixon.

Education, State Board of -- Directs the state board of education to adopt maximum weight standards for textbooks. Amends TCA Title 49, Chapter 6, Part 22.

Senate Bill No. 2497 by Senator Dixon.

Naming and Designating -- Renames the Middle Tennessee Reception Center in honor of Charles B. Bass, formerly of the Department of Correction.

Senate Bill No. 2498 by Senator Dixon.

Employees, Employers -- Requires employers to give ten days advance notice before terminating any employee benefit, including termination of the employer's portion of payment for the benefit;

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

requires concurrent notice to be given to the Commissioner of Labor if fifty or more employees receive notice of termination of retirement or health benefits within a three-month period. Amends TCA Title 50, Chapter 1, Part 3.

Senate Bill No. 2499 by Senator Dixon.

Election Laws -- Requires electronic voting systems to produce paper record for voter verification and manual audit purposes by July 1, 2005. Amends TCA Title 2, Chapter 5 and Title 2, Chapter 9.

Senate Bill No. 2500 by Senator Dixon.

Solid Waste Disposal -- Enacts "Tennessee Electronic Waste Recycling Act"; requires state contracts for purchase of computer equipment to provide for recycling of replaced, obsolete equipment. Amends TCA Title 12; Title 47 and Title 68.

Senate Bill No. 2501 by Senator Dixon.

Education, Higher -- Merges UT system into board of regents and gives THEC power to terminate programs at all public institutions of higher education. Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9.

Senate Bill No. 2502 by Senator Dixon.

Judgments -- Requires judge to inform defendants of the consequences of conviction of an infamous crime, including the loss of voting rights. Amends TCA Title 40, Chapter 20.

Senate Bill No. 2503 by Senator Dixon.

Workers' Compensation -- Revises certain requirements concerning temporary total disability benefits, arbitration and court approval of arbitration awards. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2504 by Mr. Speaker Wilder.

Statutes -- Codifies the acts of the 2003 session of the 103rd General Assembly.

Senate Bill No. 2505 by Senator Dixon.

Insurance, Health, Accident -- Establishes a VolunteerCare Health Insurance Program as part of comprehensive statewide healthcare reform. Amends TCA Title 3; Title 4; Title 9; Title 33; Title 56; Title 68 and Title 71.

Senate Bill No. 2506 by Senator Southerland.

Child Custody and Support -- Clarifies when a court may order determination of paternity under its equitable powers and relieves an individual of responsibility for child support arrearages when individual is judicially excluded as father of child. Amends TCA Title 24 and Title 36.

Senate Bill No. 2507 by Senator Southerland.

Tort Liability -- Enacts the "Hazardous Recreation Parks Safety and Liability Act". Amends TCA Title 70, Chapter 7.

Senate Bill No. 2508 by Senator Southerland.

Hamblen County -- Subject to local approval, repeals law that restricts killing and capturing of raccoons.

Senate Bill No. 2509 by Senator Southerland.

Special License Plates -- Permits certain volunteer firefighters to receive a free volunteer firefighter specialty plate. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2510 by Senator Southerland.

Hamblen County -- Subject to local approval, specifies that checks and warrants may be signed by the county executive and countersigned by the county finance director or signed by the road superintendent and countersigned by the chairman of the road commission. Amends Chapter 161 of the Private Acts of 1996.

Senate Bill No. 2511 by Senator Southerland.

Morristown -- Subject to local approval, revises civil service provisions in regard to probationary period of applicants for position in classified service. Amends Chapter 370 of the Private Acts of 1955; as amended.

Senate Bill No. 2512 by Senator Southerland.

Clerks, Court -- Transfers juvenile court clerk duties from Hamblen County juvenile court to the clerk of the Hamblen County general sessions court or the clerk and master before July 1, 2006. Amends TCA Title 37.

Senate Bill No. 2513 by Senator Southerland.

Hamblen County -- Subject to local approval, transfers domestic relations jurisdiction from general sessions court to chancery court. Amends Chapter 374 of the Private Acts of 1951.

Senate Bill No. 2514 by Senator Southerland.

Day Care -- Rescinds reduction in child care ratios for children of certain ages that took effect on July 1, 2003. Amends TCA Title 71, Chapter 3.

Senate Bill No. 2515 by Senator Southerland.

Environmental Preservation -- Changes definition of "water" in Water Quality Control Act to those waters which have been adjudicated as legally navigable in a court of competent jurisdiction. Amends TCA Section 69-3-103(33).

Senate Bill No. 2516 by Senator Cohen.

Alcoholic Beverages -- Allows state residents to import wine directly from out-of-state retailers and manufacturers, with certain restrictions. Amends TCA Section 57-3-402.

Senate Bill No. 2517 by Senator Southerland.

Health, Dept. of -- Exempts any pool owned or operated by homeowners' association that was built before 2003 in Greene County from any rule regarding slope requirements. Amends TCA Title 68, Chapter 14, Part 4.

Senate Bill No. 2518 by Senator Ford.

Physicians and Surgeons -- Requires patient to receive a written consent form in order for a physician to divide a fee with another person. Amends TCA Title 63, Chapter 6, Part 2.

Senate Bill No. 2519 by Senator Ford.

Gambling -- Requires the comptroller to study the financial impact of gambling on tax revenue collections in southeastern states, with particular attention to Native American gaming, and to report to the general assembly by January 15, 2005. Amends TCA Title 4 and Title 39.

Senate Bill No. 2520 by Senator Kilby.

TennCare -- Provides for \$50.00 personal needs allowance without affecting person's eligibility for low-income long-term nursing home care; funds through reduction in payments for items unrelated to quality of care. Amends TCA Title 71.

Senate Bill No. 2521 by Senator Trail.

Water Pollution -- Permits Department of Conservation and Environment to issue stop work order when surface mining activities cause violation of water quality regulations. Amends TCA Title 59 and Title 69.

Senate Bill No. 2522 by Senator Fowler.

Motor Vehicles, Titling and Registration -- Authorizes commissioner to issue multiple year, up to three, registrations and renewals for certain motor vehicles. Amends TCA Title 55, Chapter 4, Part 1.

Senate Bill No. 2523 by Senator Fowler.

Taxes, Privilege -- Exempts physicians providing charitable or benevolent services as their sole medical practice in a foreign country from the occupation privilege tax. Amends TCA Title 67, Chapter 4, Part 17.

Senate Bill No. 2524 by Senator Fowler.

Civil Procedure -- Excludes certain actions from commission of felony in misapplication of contract payments; revises prima facie evidence of intent to defraud if loan proceeds or contract payments are misapplied or if amount of lien is exaggerated. Amends TCA Title 66, Chapter 11, Part 1.

Senate Bill No. 2525 by Senator Fowler.

Taxes, Franchise -- Extends same exemption from franchise tax to family trusts created by living individuals as currently granted to family trusts created by deceased individuals. Amends TCA Section 67-4-2008.

Senate Bill No. 2526 by Senator Fowler.

Election Laws -- Allows governor to prescribe emergency rules or orders to facilitate absentee voting by citizens; allows county election commission to fax ballot to absentee voters who are armed forces personnel or temporarily outside the United States. Amends TCA Title 2, Chapter 6 and Section 58-2-107.

Senate Bill No. 2527 by Senator Fowler.

Workers' Compensation -- Abolishes advisory council on workers' compensation and removes all references to the council. Amends TCA Title 4, Chapter 29; Title 50, Chapter 9; Title 50, Chapter 6 and Title 56, Chapter 5.

Senate Bill No. 2528 by Senator Fowler.

Courts, General Sessions -- Authorizes general sessions judge to exercise all authority and options set out in Rule 60 of the Tennessee rules of civil procedure when correcting a judgment rendered by such judge. Amends TCA Section 16-15-727.

Senate Bill No. 2529 by Senator Fowler.

Agriculture -- Reduces the maximum certificate fee for nurseries that are less than one acre in size and have less than \$30,000 annual gross sales from \$200 to \$100. Amends TCA Section 43-1-703.

Senate Bill No. 2530 by Senator Harper.

Sunset Laws -- Employment security advisory council, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 7.

Senate Bill No. 2531 by Senator Harper.

Sunset Laws -- Department of safety, June 30, 2008. Amends TCA Title 4, Chapter 3 and Title 4, Chapter 29.

Senate Bill No. 2532 by Senator Harper.

Sunset Laws -- Department of labor and workforce development, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

Senate Bill No. 2533 by Senator Harper.

Sunset Laws -- Department of finance and administration, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

Senate Bill No. 2534 by Senator Harper.

Sunset Laws -- Tennessee bureau of investigation, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 38, Chapter 6.

Senate Bill No. 2535 by Senator Harper.

Sunset Laws -- Southern regional education compact, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 12.

Senate Bill No. 2536 by Senator Harper.

Sunset Laws -- Board of boiler rules, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 122.

Senate Bill No. 2537 by Senator Harper.

Sunset Laws -- Advisory council on workers' compensation, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 6.

Senate Bill No. 2538 by Senator Harper.

Sunset Laws -- Board of review, department of labor and workforce development, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 7.

Senate Bill No. 2539 by Senator Harper.

Sunset Laws -- Advisory committee on women's health, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 1.

Senate Bill No. 2540 by Senator Harper.

Sunset Laws -- Board of employee assistance professionals, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 62, Chapter 42.

Senate Bill No. 2541 by Senator Harper.

Sunset Laws -- Tennessee student assistance corporation, board of directors, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 4.

Senate Bill No. 2542 by Senator Harper.

Education -- Deletes provisions for value added testing and performance education. Amends TCA Title 49, Chapter 1.

Senate Bill No. 2543 by Senator Harper.

Education -- Requires buses currently owned by schools to be equipped with safety belts by July 1, 2009; requires all buses acquired by schools after July 1, 2004, to be equipped with safety belts. Amends TCA Title 49, Chapter 6, Part 21.

Senate Bill No. 2544 by Senator Harper.

Day Care -- Requires all motor vehicles used by day care centers to be equipped with child safety alarms that emit a sound when a door to the vehicle is opened and a child remains inside. Amends TCA Title 49, Chapter 50 and Title 71, Chapter 3.

Senate Bill No. 2545 by Senator Harper.

Health Care -- Requires governor and state insurance committee to request federal approval for importation of prescription drugs from Canada; proposal to contain protections to insure only quality prescription drugs are imported. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 33; Title 63; Title 68 and Title 71.

Senate Bill No. 2546 by Senator Harper.

Sunset Laws -- Advisory board for rehabilitation centers, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 11.

Senate Bill No. 2547 by Senator Harper.

Sunset Laws -- Prevailing wage commission, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 12, Chapter 4.

Senate Bill No. 2548 by Senator Harper.

Sunset Laws -- Safe employment education and training advisory committee, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 6.

Senate Bill No. 2549 by Senator Harper.

Sunset Laws -- Occupational safety and health review commission, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 3.

Senate Bill No. 2550 by Senator Harper.

Sunset Laws -- Advisory council for the education of students with disabilities, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 10.

Senate Bill No. 2551 by Senator Harper.

Sunset Laws -- Elevator safety board, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 121.

Senate Bill No. 2552 by Senator Harper.

Sunset Laws -- Occupational safety and health administration labor advisory council, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 3.

Senate Bill No. 2553 by Senator Harper.

Sunset Laws -- Medical care and cost containment committee, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 50, Chapter 6.

Senate Bill No. 2554 by Senator Harper.

Sunset Laws -- Health services and development agency, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 11.

Senate Bill No. 2555 by Senator Harper.

Sunset Laws -- Goodwyn institute commission, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 50.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2556 by Senator Harper.

Sunset Laws -- Deletes rehabilitation centers advisory boards from sunset provisions. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 11.

Senate Bill No. 2557 by Senator Harper.

Sunset Laws -- Tennessee higher education commission, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 49, Chapter 7.

Senate Bill No. 2558 by Senator Harper.

Sunset Laws -- TennCare claims processing panel, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 56, Chapter 32.

Senate Bill No. 2559 by Senator Harper.

Sunset Laws -- Interstate library compact, June 30, 2010. Amends TCA Title 4, Chapter 29 and Title 10, Chapter 6.

Senate Bill No. 2560 by Senator Harper.

Sunset Laws -- Department of children's services, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 37, Chapter 5.

Senate Bill No. 2561 by Senator Harper.

Sunset Laws -- Department of agriculture, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 4, Chapter 3.

Senate Bill No. 2562 by Senator Harper.

Sunset Laws -- Board of medical examiners, June 30, 2006. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 6.

Senate Bill No. 2563 by Senator Harper.

Sunset Laws -- Board of osteopathic examination, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 63, Chapter 9.

Senate Bill No. 2564 by Senator Harper.

Sunset Laws -- Public health emergency advisory committee, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 68, Chapter 56.

Senate Bill No. 2565 by Senator McLeary.

Driver Licenses -- Requires automatic three-month suspension of driving privileges whenever any driver, between the ages of 15 and 21, accumulates eight or more points against his or her driving record during any nine-month period. Amends TCA Title 55, Chapter 50.

Senate Bill No. 2566 by Senator Haynes.

Planning, Public -- Expands, under certain circumstances, a municipality's authority to establish by ordinance planning zones or districts adjoining but outside of the municipal boundaries. Amends TCA Section 6-58-106; Section 13-7-303; Section 13-7-306 and Section 13-7-302.

Senate Bill No. 2567 by Senator Haynes.

Planning, Public -- Restricts a municipality's ability, under certain circumstances, to provide extraterritorial subdivision regulation in counties without county zoning. Amends TCA Section 6-58-106(d).

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2568 by Senator Haynes.

Growth and Development -- Authorizes municipalities to levy adequate facilities taxes within their corporate limits and urban growth boundaries; authorizes counties to levy adequate facilities taxes. Amends TCA Section 6-58-112.

Senate Bill No. 2569 by Senator Haynes.

Annexation -- Modifies certain procedures for amending an approved county growth plan in cases in which the proposed amendment would not alter the boundaries of any urban growth area, county planned growth area or county rural area. Amends TCA Section 6-58-104.

Senate Bill No. 2570 by Senator Burchett.

Motor Vehicles -- Prohibits stopping, standing or parking a vehicle within 7 1/2 feet of a fire hydrant rather than current 15 feet requirement. Amends TCA Title 55, Chapter 8, Part 1.

Senate Bill No. 2571 by Senator Burchett.

Special License Plates -- Permits veterans less than 100 percent permanently and totally disabled from service-connected disability to obtain disabled veteran license plate upon paying regular registration fees and a fee equal to the cost of actually producing such plate. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2572 by Senator Norris.

Taxes, Real Property -- Attempts to reclassify residential property with two or fewer rental units as residential, rather than commercial property, but see Constitution of Tennessee, Article II, Section 28(c). Amends TCA Title 67, Chapter 5, Part 5.

Senate Bill No. 2573 by Senator Norris.

Pest Control -- Authorizes pest control board to conduct criminal background checks on applicants for a pest control license or charter; prohibits persons with a felony from receiving a license or charter. Amends TCA Title 62, Chapter 21, Part 1.

Senate Bill No. 2574 by Senator Norris.

Growth and Development -- Makes confidential efforts to mediate disputes regarding comprehensive growth plans, revises proceedings and authority of dispute resolution panels. Amends TCA Section 6-58-104(b).

Senate Bill No. 2575 by Senator Norris.

Covington -- Subject to local approval, increases term of mayor from two to four years. Amends Chapter 322 of the Acts of 1903; as amended.

Senate Bill No. 2576 by Senator Graves.

Schools, Private and Charter -- Clarifies that only students in attendance at schools failing to make adequate yearly progress are eligible to attend charter schools. Amends TCA Title 49, Chapter 13.

Senate Bill No. 2577 by Senator Graves.

Schools, Private and Charter -- Clarifies that power of commissioner of education to waive statutes for charter schools does not include waiving requirements of the charter school law itself. Amends TCA Title 49, Chapter 13.

Senate Bill No. 2578 by Senator Graves.

Education -- Deletes authority of LEA or state commissioner to waive statutes, rules or regulations for benefit of charter schools. Amends TCA Title 49, Chapter 13.

Senate Bill No. 2579 by Senator Graves.

Schools, Private and Charter -- Changes references from "schools failing to make adequate yearly progress" to "schools placed on probation" in provisions governing the creation and conversion of charter schools. Amends TCA Title 49, Chapter 13, Part 1.

Senate Bill No. 2580 by Senator McLeary.

Lottery -- Authorizes annual event in calendar year 2004 for purpose of raising money for benefit of the American Cancer Society, a 501(c)(3) organization, pursuant to Article XI, Section 5 of the Constitution of Tennessee; annual event to be conducted in multiple locations in Tennessee on same day in May 2004 and may include more than one raffle with multiple prizes.

Senate Bill No. 2581 by Senator McLeary.

Special License Plates -- Authorizes issuance of American Cancer Society Relay For Life new specialty earmarked license plates; allocates 50 percent of funds derived from sale thereof to American Cancer Society. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2582 by Senator Ketron.

Local Education Agency -- Requires LEAs to devise policies and procedures to encourage parental involvement in public schools. Amends TCA Title 49, Chapter 2, Part 3.

Senate Bill No. 2583 by Senator Ketron.

Workers' Compensation -- Creates a Workers' Compensation Review Board. Amends TCA Title 4; Title 50 and Title 56.

Senate Bill No. 2584 by Senator Fowler.

Taxes, Excise -- Establishes research and development tax credit. Amends TCA Section 67-4-2009 and Section 67-4-2109.

Senate Bill No. 2585 by Senator Ketron.

Schools, Private and Charter -- Allows all students failing to make adequate yearly progress to attend charter schools; allows private, as well as public, higher education teaching institutions to operate charter schools; allows all denied charter school applications to be appealed to the state board of education. Amends TCA Title 49, Chapter 13.

Senate Bill No. 2586 by Senator Fowler.

Fiscal Review Committee -- Requires review of state contracts exceeding originally bid and contracted price by 10 percent or more by the fiscal review committee. Amends TCA Title 3, Chapter 7, Part 1.

Senate Bill No. 2587 by Senator Fowler.

Handgun Permits -- Provides that handgun carry permit issued to person in or who enters U.S. Armed Services remains valid as long as person's service continues and person is stationed outside of Tennessee; gives such person 60 days from discharge or separation from service or reassignment back into this state to renew permit. Amends TCA Section 39-17-1351.

Senate Bill No. 2588 by Senator Miller.

Hazardous Materials -- Requires entities that transport hazardous waste or materials to initiate a criminal background check on any person who is employed by the entity in a position which involves transporting such hazardous waste or materials. Amends TCA Title 55 and Title 68, Chapter 212.

Senate Bill No. 2589 by Senator Miller.

Drugs -- Enacts "Drug Dealer Liability Act".

Senate Bill No. 2590 by Senator Fowler.

Taxes, Franchise -- Expands jobs tax credit to allow credit for a business increasing employment 20 percent in two-year period without capital investment. Amends TCA Section 67-4-2109(c).

Senate Bill No. 2591 by Senator Fowler.

Teachers, Principals and School Personnel -- Provides for alternative method of teacher licensure. Amends TCA Title 49, Chapter 5, Part 56.

Senate Bill No. 2592 by Senator Fowler.

Courts, Appeal -- Provides for popular election of supreme court justices and appellate judges and abolishes the Tennessee plan of judicial selection. Amends TCA Section 16-2-101; Section 16-3-101; Section 16-4-102; Section 16-5-102; Section 17-1-103 and Title 17, Chapter 4.

Senate Bill No. 2593 by Senator Fowler.

Appropriations -- Prohibits expenditure of funds not appropriated by the general assembly with exception of specifically designated federal funds and cases of emergency declared by the governor. Amends TCA Title 9, Chapter 4, Part 51.

Senate Bill No. 2594 by Senator Beavers.

Public Contracts -- Prohibits discrimination of faith based providers in state and local contracts for goods and services provided through, or administered by, the Departments of Children Services, Health and Human Services. Amends TCA Title 12, Chapter 4.

Senate Bill No. 2595 by Mr. Speaker Wilder.

Wayne County -- Subject to local approval, imposes \$30.00 wheel tax.

Senate Bill No. 2596 by Senator Ford.

Hospitals and Health Care Facilities -- Requires hospitals licensed by the Department of Health and the Department of Mental Health and Developmental Disabilities to report certain statistics concerning patients within certain timeframes. Amends TCA Section 68-11-310.

Senate Bill No. 2597 by Senator McLeary.

Employees, Employers -- Requires employers receiving a Tennessee job skills grant filing a final report with the Department of Economic and Community Development to report the outcome measurements for the project and the actual cost per person enrolled, trained, hired and retained in employment in addition to other, presently required information. Amends TCA Section 50-7-451.

Senate Bill No. 2598 by Senator Fowler.

Highway Signs -- Authorizes the Commissioner of Transportation to erect one panel specific service signs for gas and camping at Exit 1 on I-24 and 75 in Hamilton County. Amends TCA Section 54-5-1101.

Senate Bill No. 2599 by Senator Fowler.

Probate Law -- Revises certain provisions relative to gifts, estates, and probate. Amends TCA Title 30; Title 31; Title 32; Title 34; Title 35 and Title 67.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2600 by Senator Burchett.

Fire Prevention and Investigation -- Requires nursing homes and campus student dorms to have sprinkler systems and 1-hour fire rated doors by July 1, 2008, some of the costs are to be funded by excess funds of health related boards and regulatory boards. Amends TCA Title 49 and Title 68.

Senate Bill No. 2601 by Senator Burchett.

Insurance Companies, Agents, Brokers, Policies -- Establishes reasonable time for insurance company to respond to inquiry received from the department based on complaint filed with department against insurance company by an insured. Amends TCA Title 56.

Senate Bill No. 2602 by Senator Burchett.

Tort Liability -- Prohibits claims being brought under False Claims Act if action based upon employment decisions made by elected official, governing body or political subdivision or municipality or if the state or political subdivision that is the subject of the false claim has undertaken an action to recover wrongfully paid funds. Amends TCA Section 4-18-104.

Senate Bill No. 2603 by Senator Kyle.

Public Funds and Financing -- Redefines "average monthly balance" for purposes of the collateral pool for public deposits, to specify that the balance must not exceed 110 percent of the average daily balance in the collateral pool for public deposits. Amends TCA Section 9-4-502(5).

Senate Bill No. 2604 by Senator Haynes.

State Employees -- Authorizes development and implementation of Roth IRAs for state employees; provides \$20.00 match for state employee contributions. Amends TCA Title 8, Chapter 25.

Senate Bill No. 2605 by Senator Haynes.

Insurance Companies, Agents, Brokers, Policies -- Requires a certain period of notification by an insurance company prior to taking certain actions with regard to a commercial risk policy. Amends TCA Title 56.

Senate Bill No. 2606 by Senator Williams.

Motor Vehicles -- Adds definitions to seat belt law; prohibits any passenger from riding anywhere in a motor vehicle other than in a passenger seat position; requires all passengers, and not just front seat passengers, to wear safety belts; directs \$20.00 of the proceeds of the fines from violations, rather than full amount, to the division of vocational rehabilitation; mandates that violators receive points on driving record; and adds to the list of circumstances excluded from the act. Amends TCA Title 55, Chapter 9, Part 6.

Senate Bill No. 2607 by Senator Williams.

Safety -- Requires businesses that provide high chairs and booster seats for children under the age of four to have safety restraints on such high chairs or booster seats; requires that such chairs and seats meet the voluntary safety standards of the AMST/JPMA. Amends TCA Title 68, Chapter 14.

Senate Bill No. 2608 by Senator Williams.

Game and Fish Laws -- Authorizes issuance of lifetime sport fishing license upon payment of one-time fee of \$10.00 to individuals who are 100 percent permanently disabled as defined by social security administration. Amends TCA Title 70, Chapter 2, Part 1.

Senate Bill No. 2609 by Senator Williams.

Criminal Offenses -- Creates new Class C misdemeanor accessory after the fact offense defined as a person who knows that a felony involving death or serious bodily injury has been committed and who fails to report the offense to the appropriate authorities. Amends TCA Section 39-11-411.

Senate Bill No. 2610 by Senator Burchett.

Driver Licenses -- Allows persons to apply for a driver license without a social security number if they provide an Individual Taxpayer Identification Number (ITIN), mandates that applications for such licenses be made in designated driver testing centers, requires face of licenses issued without a social security number to state "For Driving Purposes Only", and sets fees for such licenses at the cost of manufacturing and administering the licenses. Amends TCA Title 55, Chapter 50, Part 3.

Senate Bill No. 2611 by Senator Fowler.

Criminal Offenses -- Provides that it is a Class C misdemeanor for person to repeatedly, after notice is given, allow such person's dog to go upon premises of another. Amends TCA Title 44, Chapter 8, Part 4.

Senate Bill No. 2612 by Senator Crowe.

Veterans -- Establishes certain parameters for qualifications of veterans' service officers, appropriate compensation for veterans' service officers, and the establishment of joint veterans' service offices by more than one political subdivision. Amends TCA Title 58, Chapter 3.

Senate Bill No. 2613 by Senator Crowe.

Education, Higher -- Includes additional medals as qualifying service for educational assistance benefits. Amends TCA Section 49-7-102.

Senate Bill No. 2614 by Senator Crowe.

Local Education Agency -- Provides for granting of diplomas to veterans of the Korean War on the same basis as World War I and World War II veterans. Amends TCA Section 49-2-119.

Senate Bill No. 2615 by Senator Crowe.

Education, Higher -- Freezes tuition and fees at public institutions of higher education for up to six years for students called up for certain active duty combat service. Amends TCA Title 49, Chapter 7, Part 1.

Senate Bill No. 2616 by Senator Crowe.

Scholarships and Financial Aid -- Clarifies the meaning of honorably discharged for purposes of determining eligibility for postponement of application for lottery scholarships by students entering military within two years of graduating from high school. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 2617 by Senator Crowe.

Education, Higher -- Clarifies that recipient of Hope scholarships or other lottery funded awards will continue to be eligible for educational assistance benefits provided to children of POWs, MIAs, and combat-related deaths. Amends TCA Title 49, Chapter 4, Part 9 and Section 49-7-102.

Senate Bill No. 2618 by Senator Crowe.

Education, Higher -- Allows any member of the National Guard to attend Tennessee public institutions of higher education at in-state tuition and fee rates. Amends TCA Title 49, Chapter 7, Part 1.

Senate Bill No. 2619 by Senator Crowe.

Education, Higher -- Drops the number of semester hours from 150 to 136 that a student may accumulate before losing educational benefits for children of POWs, MIAs, and killed in action. Amends TCA Section 49-7-102.

Senate Bill No. 2620 by Senator Crowe.

Education, Higher -- Makes step-children, as well as natural or adopted children, eligible for waiver of tuition and fees for children of POWs, MIAs, or veterans killed in action. Amends TCA Section 49-7-102.

Senate Bill No. 2621 by Senator Crowe.

Criminal Offenses -- Makes failure to exercise due care in a construction zone or a school safety zone vehicular homicide if substantial risk of serious bodily injury or death is created. Amends TCA Section 39-13-213.

Senate Bill No. 2622 by Senator Crowe.

Medical Occupations -- Authorizes medical laboratory board to promulgate continuing education requirements for medical laboratory personnel and special analysts. Amends TCA Section 68-29-105.

Senate Bill No. 2623 by Senator Crowe.

Traffic Safety -- Makes evading a stoplight or stop sign by going onto or across private property an offense punishable by a fine of up to \$50.00. Amends TCA Title 55, Chapter 8, Part 1.

Senate Bill No. 2624 by Senator Crowe.

Death -- Requires dead human bodies or remains be delivered to next of kin as soon as practicable after post-mortem examination by county or state medical examiner. Amends TCA Title 38, Chapter 7, Part 1.

Senate Bill No. 2625 by Senator Crowe.

TennCare -- Prohibits coverage of methadone treatment under TennCare. Amends TCA Section 71-5-107.

Senate Bill No. 2626 by Senator McNally.

Tennessee Higher Education Commission -- Adds two faculty members to the Tennessee higher education commission for two-year terms; one member to be voting, the other not; voting member to rotate between UT and TBOR. Amends TCA Title 49, Chapter 7, Part 2.

Senate Bill No. 2627 by Senator Person.

Tobacco, Tobacco Products -- Allows cities, counties and counties having a metropolitan form of government to enact legislation by ordinance banning smoking in public buildings and restaurants within their legal jurisdiction. Amends TCA Section 39-17-1551.

Senate Bill No. 2628 by Senator Person.

Highway Signs -- "Robert C. Lanier Bridge", Germantown Parkway (S.R. 177) over Wolf River in Shelby County.

Senate Bill No. 2629 by Senator Crowe.

Mental Illness -- Revises definition of "personal support services" and clarifies liability status of certain employees of agents as state employees under the defense counsel for state employees statute. Amends TCA Title 33.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2630 by Senator Ketron.

Taxes, Gasoline, Petroleum Products -- Extends omitted claim refund on sales to governmental agencies from one year to three years. Amends TCA Section 67-3-413.

Senate Bill No. 2631 by Senator Ketron.

Scholarships and Financial Aid -- Changes lottery scholarship eligibility requirements for graduates of home school programs and non-eligible high schools from composite ACT score of 23 to composite ACT score of 19. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 2632 by Senator Ketron.

County Government -- Requires a two-thirds majority vote by the county legislative body in order to override a veto issued by the county executive with regard to a resolution adopted by the county legislative body. Amends TCA Section 5-6-107.

Senate Bill No. 2633 by Senator Ketron.

Sentencing -- Provides that punishment for theft of property or services is no less than Class E felony regardless of value of amount stolen if victim of offense is 70 or more years of age. Amends TCA Title 39, Chapter 14, Part 1.

Senate Bill No. 2634 by Senator Ketron.

Regional Authorities and Special Districts -- Provides for two additional members from both Maury and Hickman counties to the Tennessee Duck River Development Agency. Amends TCA Title 64, Chapter 1, Part 6.

Senate Bill No. 2635 by Senator Ketron.

Lottery -- Distributes monies within the after school programs special account to counties based on population on an annual basis. Amends TCA Title 4, Chapter 51, Part 1.

Senate Bill No. 2636 by Senator Ketron.

Workers' Compensation -- Replaces current court based system with administrative Workers' Compensation Commission. Amends TCA Title 4; Title 50 and Title 56.

Senate Bill No. 2637 by Senator Bryson.

Fiscal Review Committee -- Requires committee to review and discuss any audit of the comptroller within three months of release. Amends TCA Title 3, Chapter 7, Part 1.

Senate Bill No. 2638 by Senator Bryson.

Alcoholic Beverages -- Includes facility in Monroe County located off I-75 and Highway 68 in definition of premier type tourist resort for purpose of consumption of alcoholic beverages on the premises. Amends TCA Section 57-4-102.

Senate Bill No. 2639 by Senator Dixon.

Public Contracts -- Establishes best value contracting procedures. Amends TCA Title 5; Title 6 and Title 12, Chapter 4.

Senate Bill No. 2640 by Senator Dixon.

Workers' Compensation -- Repeals workers' compensation law and prohibits employer from using common law defenses of fellow-servant exception to master's vicarious liability, assumption of risk, or contributory or comparative negligence. Amends TCA Title 25.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2641 by Senator Dixon.

Workers' Compensation -- Repeals workers' compensation law. Repeals TCA Title 50, Chapter 6.

Senate Bill No. 2642 by Senator Dixon.

Teachers, Principals and School Personnel -- Provides for a 5 percent raise for all personnel in grades K-12.

Senate Bill No. 2643 by Senator Dixon.

State Employees -- Provides for a 5 percent across the board salary increase for state employees.

Senate Bill No. 2644 by Senator Dixon.

Alcoholic Beverages -- Includes health club facility in Knox County in definition of premier type tourist resort for purpose of consumption of alcoholic beverages on the premises. Amends TCA Section 57-4-102.

Senate Bill No. 2645 by Senator McNally.

Education, Higher -- Requires approval by state building commission of expenditures, whether separate or combined, of over \$100,000 on single higher education building or structure, if expenditures made in a six-month period. Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9.

Senate Bill No. 2646 by Senator McNally.

Education, Higher -- Requires state board of regents and UT board of trustees to appoint audit committees with a majority of non-university members. Amends TCA Title 49, Chapter 8 and Title 49, Chapter 9.

Senate Bill No. 2647 by Senator McNally.

Bond Issues -- Provides for issuance of bonds in sum sufficient to effectuate capital improvements and capital maintenance at state institutions of higher education.

Senate Bill No. 2648 by Senator McNally.

Education, Higher -- Provides for the establishment of a state campus compact. Amends TCA Title 49, Chapter 7.

Senate Bill No. 2649 by Senator McNally.

Pensions and Retirement Benefits -- Increases state paid portion of insurance premiums for active and retired teachers. Amends TCA Title 8, Chapter 27.

Senate Bill No. 2650 by Senator Cooper.

Criminal Offenses -- Removes the personal use exemption from the current drug manufacturing definition with regard to preparation or compounding procedures, or waste or by-products therefrom, that threaten a substantial risk of harm to human health or safety or to the environment. Amends TCA Title 39, Chapter 17, Part 4.

Senate Bill No. 2651 by Senator Cooper.

Unemployment Compensation -- Increases the required number of annual meetings of the advisory council on unemployment compensation from two to three. Amends TCA Title 50, Chapter 7 and Title 56.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2652 by Senator Cooper.

Workers' Compensation -- Increases the required number of annual meetings of the advisory council on workers' compensation from two to three. Amends TCA Title 50, Chapter 6 and Title 56.

Senate Bill No. 2653 by Senator Cooper.

Special License Plates -- Mandates issuance of standard generic specialty license plate to replace all other cultural, specialty earmarked and new specialty earmarked license plates authorized by TCA Title 55, Chapter 4, Part 2, effective July 1, 2004. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2654 by Senator Cooper.

Courts, General Sessions -- Empowers a judge of the general sessions court to appoint a special referee to hear forcible entry and detainer actions between landlords and tenants; includes procedures for appeal; empowers the judge or referee to waive the statutory notice period to the tenant upon satisfactory proof that the tenant abandoned the property. Amends TCA Title 16, Chapter 15; Title 29, Chapter 18 and Title 66, Chapter 7.

Senate Bill No. 2655 by Senator Cooper.

Courts, General Sessions -- Empowers a judge of the general sessions court to appoint a special referee to hear forcible entry and detainer actions between landlords and tenants; includes procedures for appeal. Amends TCA Title 16, Chapter 15 and Title 29, Chapter 18.

Senate Bill No. 2656 by Senator Cooper.

Remedies and Special Proceedings -- Allows a general sessions court to order the immediate execution of a judgment on a forcible entry and detainer action if the judgment is a default judgment or the court finds that the tenant abandoned the property; restates the existing 10-day delay period on execution of all other forcible entry and detainer actions. Amends TCA Title 29, Chapter 18.

Senate Bill No. 2657 by Senator Kilby.

Highway Signs -- "Big South Fork Parkway", S.R. 63 from U.S. 27 to I-75 in Scott and Campbell counties.

Senate Bill No. 2658 by Senator Kilby.

Taxes, Litigation -- Allows counties, by two-thirds vote, to set and collect a litigation tax on litigation in general sessions, juvenile and municipal courts in that county to be used to fund a not-for-profit drug testing program in public schools. Amends TCA Title 67, Chapter 4.

Senate Bill No. 2659 by Senator Kilby.

Taxes, Sales -- Provides for distribution to Campbell County of certain sales taxes collected in a portion of that county. Amends TCA Title 67, Chapter 6.

Senate Bill No. 2660 by Senator Kilby.

Landlord and Tenant -- Grants landlords statewide certain recovery rights against tenants. Amends TCA Title 29, Chapter 18 and Title 66, Chapter 28.

Senate Bill No. 2661 by Senator Miller.

Marriage -- Prohibits legal recognition of civil unions and domestic partnerships from another state in this state. Amends TCA Section 36-3-113.

Senate Bill No. 2662 by Senator Norris.

Housing -- States legislative intent that the "single family residence" classification shall serve as the basis for code enforcement except for life and safety or licensure matters. Amends TCA Title 13, Chapter 24.

Senate Bill No. 2663 by Senator Ford.

Correction, Dept. of -- Directs department in conjunction with Department of Personnel to study issue of education and employment for persons convicted of non-violent criminal offenses; requires departments to report findings by March 1, 2005, to house and senate education committees.

Senate Bill No. 2664 by Senators McLeary, Burchett, McNally, Miller and Norris.

Gas, Petroleum Products, Volatile Oils -- Enacts the "Tennessee Agricultural Ethanol Production Act of 2004". Amends TCA Title 68, Chapter 135.

Senate Bill No. 2665 by Senator McLeary.

Railroads -- Authorizes boards of directors of local rail authorities to borrow moneys for the operation, maintenance and repair of railroads. Amends TCA Title 7, Chapter 56.

Senate Bill No. 2666 by Senator McLeary.

Veterinarians -- Authorizes temporary licenses be granted to veterinarians who have completed four years of clinical studies and are enrolled in a foreign veterinary program. Amends TCA Title 63, Chapter 12.

Senate Bill No. 2667 by Senator McLeary.

Abuse -- Requires Department of Children Services to train in the department on legal duties of representatives; requires child protective services team to advise individual under investigation of complaints and allegations made against individual. Amends TCA Title 37.

Senate Bill No. 2668 by Senator McLeary.

Insurance Companies, Agents, Brokers, Policies -- Conforms rate filings of commercial risk insurance to that of personal risk insurance by requiring the filings to be made at least 30 days before the proposed effective date instead of 15 days after the change; requires the commissioner to develop a proposal to create a natural catastrophic disaster property insurance pool. Amends TCA Title 56.

Senate Bill No. 2669 by Senator McLeary.

County Officers -- Increases the age requirement for qualification as a county executive from 25 to 26 years of age. Amends TCA Title 5, Chapter 6.

Senate Bill No. 2670 by Senators Kyle, Clabough, Cooper, Ramsey, Williams, Graves, Norris, Crutchfield and Dixon.

Tobacco Master Settlement Agreement -- Revises method for tobacco manufacturer not participating in master settlement agreement to use in establishing overpayment of funds into escrow account and thus have such excess funds released from escrow and revert back to such manufacturer. Amends TCA Title 47, Chapter 31, Part 1.

Senate Bill No. 2671 by Senator Ramsey.

Public Contracts -- Revises limitation of contractor's liability under state contracts other than contracts with Department of Transportation. Amends TCA Title 12, Chapter 4.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2672 by Senator Kyle.

Campaigns and Campaign Finance -- Repeals disclosure and notice requirements concerning public inspection of registry of election finance and county election commission records. Repeals TCA Section 2-10-111.

Senate Bill No. 2673 by Senator Burchett.

Traffic Safety -- Decreases distance person is not allowed to park or stop vehicle from fire hydrant from within 15 feet to within 7.5 feet. Amends TCA Section 55-8-160.

Senate Bill No. 2674 by Senator Burchett.

Highway Signs -- "Senator Ben Atchley Bridge", James White Parkway (S.R. 71) over Tennessee River in Knoxville.

Senate Bill No. 2675 by Senator Burchett.

Regional Authorities and Special Districts -- Creates regional transportation authority in Anderson, Blount, Grainger, Jefferson, Knox, Loudon, Roane, Sevier and Union counties. Amends TCA Title 64, Chapter 8.

Senate Bill No. 2676 by Senator Burchett.

Criminal Offenses -- Increases penalty for person who knowingly uses or infringes upon the use of another individual's name, photograph, or likeness from Class C misdemeanor to offense punishable as theft; increases damages such person can be awarded in civil action. Amends TCA Title 39, Chapter 14, Part 1 and Title 47, Chapter 25, Part 11.

Senate Bill No. 2677 by Senator Burchett.

Tobacco, Tobacco Products -- Imposes restrictions on long distance sales of tobacco products. Amends TCA Title 67, Chapter 4, Part 10.

Senate Bill No. 2678 by Senator Burchett.

Railroads -- Transfers jurisdiction of railroads from Department of Transportation to Tennessee regulatory authority. Amends TCA Title 65.

Senate Bill No. 2679 by Senator Burchett.

Lottery -- Authorizes the American Heart Association to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2680 by Senator Haynes.

Safety -- Enacts the "Tennessee Children's Product Safety Act of 2004". Amends TCA Title 68 and Title 71.

Senate Bill No. 2681 by Senator Haynes.

Children -- Defines the word "grandparent" for purposes of grandparent visitation statutes. Amends TCA Section 36-6-306 and Section 36-6-307.

Senate Bill No. 2682 by Senator Haynes.

Liens -- Reduces the time period that a garagekeeper or towing firm must wait before enforcing a lien on a vehicle in its possession from 60 days to 30 days. Amends TCA Section 66-19-103.

Senate Bill No. 2683 by Senator Person.

Criminal Offenses -- Creates Class A misdemeanor offense of using an audiovisual recording device to record, without the consent of the owner, the exhibition of a motion picture and gives owner same

power to detain person as retail merchants have to detain shoplifter. Amends TCA Title 39, Chapter 14, Part 1.

Senate Bill No. 2684 by Senator Ford.

Codes -- Authorizes local governments to use amended versions of regional or national building codes; such amended versions to be construed to be as stringent as codes upon which they are based. Amends TCA Section 68-120-101.

Senate Bill No. 2685 by Senator Norris.

Tort Liability -- Adds assault, battery and all other intentional torts to list of suits from which governmental entities are immune under the Governmental Tort Liability Act. Amends TCA Section 29-20-205.

Senate Bill No. 2686 by Senator Norris.

Fees -- Increases county expense fee from \$5.00 to \$25.00 for persons brought to any court of competent jurisdiction on a misdemeanor charge; specifies that such fee shall not be assessed if defendant acquitted or charges dismissed. Amends TCA Section 40-25-107.

Senate Bill No. 2687 by Senator Cohen.

Criminal Offenses -- Provides that a person who manufactures methamphetamine in a building, habitation or other structure knowing that a child is present commits the Class B felony of aggravated child abuse and neglect unless such child is six or less in which case it is a Class A felony. Amends TCA Section 39-15-402.

Senate Bill No. 2688 by Senator Cohen.

Lottery -- Authorizes the Nashville Humane Association to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2689 by Senator Cohen.

State Inmates -- Establishes, under certain circumstances, the rate of indemnification for wrongful imprisonment. Amends TCA Title 9, Chapter 8.

Senate Bill No. 2690 by Senator Cohen.

Highway Signs -- Memphis VA Medical Center, I-40, I-55 and U.S. 51.

Senate Bill No. 2691 by Senator Cohen.

Education, Dept. of -- Requires commissioner to evaluate lottery funded pre-kindergarten programs at least annually and report findings to the legislative select committee on the lottery. Amends TCA Title 4, Chapter 51, Part 1 and Title 49.

Senate Bill No. 2692 by Senator Cohen.

Alcoholic Beverages -- Authorizes retailers of alcoholic beverages to conduct consumer educational sampling and tastings on the premises of a retailer in certain circumstances. Amends TCA Section 57-3-204; Section 57-3-404(h) and Section 57-3-406(f).

Senate Bill No. 2693 by Senator Cohen.

Criminal Procedure -- Allows non-violent felony offenders automatic restoration of voting rights upon pardon, completion of sentence or being granted final release from incarceration or supervision. Amends TCA Title 40, Chapter 29, Part 1.

Senate Bill No. 2694 by Senator Cohen.

Alcoholic Beverages -- Defines "special historic district" for the authorization of serving and consumption of wine; authorizes service and consumption of alcoholic beverages at South Main Historic Arts District. Amends TCA Title 57, Chapter 4.

Senate Bill No. 2695 by Senator Cohen.

Lottery -- Authorizes the American Lung Association of Tennessee to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2696 by Senator Bryson.

Bonds and Undertakings, Regulation of -- Places certain requirements on negotiated utility district bond transactions in excess of \$50,000,000. Amends TCA Title 7, Chapter 82, Part 5.

Senate Bill No. 2697 by Senator Kyle.

Lottery -- Establishes regulatory framework for annual events operated for the benefit of a 501(c)(3) organization pursuant to Article XI, Section 5 of the Constitution of Tennessee. Amends TCA Title 4; Title 38; Title 39 and Title 48.

Senate Bill No. 2698 by Senator Kyle.

Professions and Occupations -- Removes the application of permanent cosmetics from the definition of tattooing and establishes new guidelines for the regulation of permanent cosmetic technicians. Amends TCA Title 62.

Senate Bill No. 2699 by Senator Kyle.

Lottery -- Authorizes St. Jude's Children's Research Hospital to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2700 by Senator Harper.

Sunset Laws -- State TennCare pharmacy advisory committee, June 30, 2008. Amends TCA Title 4, Chapter 29 and Title 71, Chapter 5.

Senate Bill No. 2701 by Senator Dixon.

Hospitals and Health Care Facilities -- Reduces the required filings with the Department of Health for licensed residential health care facilities with six or fewer beds to one set of schematics instead of two sets of plans and specifications. Amends TCA Section 68-11-202.

Senate Bill No. 2702 by Senator Dixon.

Driver Licenses -- Prohibits Department of Safety from charging any interest on fines or penalties regarding an offense where a person's driver license was suspended or revoked while such person who committed the offense is incarcerated. Amends TCA Title 55.

Senate Bill No. 2703 by Senator Graves.

Banks and Financial Institutions -- Deletes requirement that bank publish in newspaper of general circulation, at bank's expense, its call report detailing resources and liabilities. Amends TCA Section 45-2-1604.

Senate Bill No. 2704 by Senator Crowe.

Firearms and Ammunition -- Provides that person who has prior felony conviction involving use or attempted use of force, violence or a deadly weapon commits Class E felony if such person possesses any firearm rather than just a handgun. Amends TCA Section 39-17-1307.

Senate Bill No. 2705 by Senator Crowe.

Special License Plates -- Authorizes issuance of special license plates for handicapped veterans; defines "handicapped veteran" as Tennessee resident having not less than 10 percent nor more than 90 percent service-connected disability as determined by USDVA. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2706 by Senator Norris.

Insurance Companies, Agents, Brokers, Policies -- Prohibits any person from issuing, selling or exchanging title insurance unless that title insurance is issued and countersigned by a person who is a Tennessee resident and who either holds a certificate of authority from the state for that person or who maintains an office in Tennessee. Amends TCA Title 56, Chapter 35, Part 1.

Senate Bill No. 2707 by Senator Norris.

Public Records -- Specifies that building plans of K-12 educational facilities in the possession of governmental entities are confidential and not open for inspection. Amends TCA Section 10-7-504.

Senate Bill No. 2708 by Senator Norris.

Public Records -- Designates all investigative records of county and municipal law enforcement agencies as records that are confidential and not open to inspection. Amends TCA Section 10-7-504.

Senate Bill No. 2709 by Senator Norris.

Public Records -- Designates all records of county and municipal attorneys as public records that are confidential and not open to inspection to the same degree that attorney general records are confidential and not open to inspection. Amends TCA Section 10-7-504.

Senate Bill No. 2710 by Senator Norris.

Taxes, Agricultural and Open Spaces -- Provides that a parcel or part of a parcel of property classified under the greenbelt law shall not be subject to rollback taxes if such property passes to a lineal descendent of the previous owner, even if the property is used for non-greenbelt purposes. Amends TCA Title 67, Chapter 5, Part 10.

Senate Bill No. 2711 by Senator Norris.

Registers of Deeds -- Requires registers of deeds to accept instruments submitted with legal fees which exceed the required amount; allows a register of deeds to retain \$2.00 per instrument before refunding the remaining excess legal fees submitted. Amends TCA Title 8, Chapter 13, Part 1.

Senate Bill No. 2712 by Senator Norris.

Registers of Deeds -- Adds certified copies of death certificates and affidavits in furtherance of the identification and title of land to the list of writings which may be registered. Amends TCA Title 66, Chapter 24, Part 1.

Senate Bill No. 2713 by Senator Harper.

Taxes, Real Property -- Exempts from ad valorem taxation parking garage for metropolitan government hospital. Amends TCA Section 67-5-212.

Senate Bill No. 2714 by Senator Kyle.

TennCare -- Directs the comptroller of the treasury to report annually to the select oversight committee on TennCare concerning the implementation of the elements of the prescription drug program waiver. Amends TCA Title 71, Chapter 5.

Senate Bill No. 2715 by Senator Kyle.

Insurance, Health, Accident -- Restores and reauthorizes Tennessee comprehensive health insurance pool. Amends TCA Title 56, Chapter 7, Part 23.

Senate Bill No. 2716 by Senator Burchett.

Abuse -- Adds the offenses of child abuse and neglect where the child is six or less and aggravated child abuse and neglect to the definition of "sexual offense" for purpose of the sexual offender registry. Amends TCA Title 40, Chapter 39, Part 1.

Senate Bill No. 2717 by Senator Burchett.

Alcoholic Beverages -- Permits Knox County to refuse to issue beer permit if applicant owes back taxes to county or state. Amends TCA Title 57, Chapter 5.

Senate Bill No. 2718 by Senator Burchett.

Real Property -- Prohibits declarations and governing documents of common interest developments from limiting, prohibiting, or being construed to limit or prohibit, proper display of United States flag on owner's separately owned real property or in exclusive use common area; awards prevailing party reasonable attorneys' fees and costs. Amends TCA Title 13 and Title 66.

Senate Bill No. 2719 by Senator Burchett.

Lottery -- Authorizes annual event in calendar year 2004 for purpose of raising money for benefit of the Sertoma Center, 501(c)(3) organization, pursuant to Article XI, Section 5 of the Constitution of Tennessee.

Senate Bill No. 2720 by Senator Burchett.

Lottery -- Authorizes annual event in calendar year 2004 for purpose of raising money for benefit of the Benevolent and Protective Order of Elks Lodge #160 in Knoxville, 501(c)(3) organization, pursuant to Article XI, Section 5 of the Constitution of Tennessee.

Senate Bill No. 2721 by Senator Cohen.

Highway Signs -- Directs commissioner to erect signs honoring legendary musician Isaac Hayes.

Senate Bill No. 2722 by Senator Cohen.

Parks, Natural Areas Preservation -- Modifies physical description of Lucius E. Burch, Jr. Natural Area in Shelby Farms Forest Park; requires department to promulgate rules to establish mechanism for public comment on proposed alterations or additions to natural areas. Amends TCA Title 11, Chapter 14.

Senate Bill No. 2723 by Senator Clabough.

Insurance Companies, Agents, Brokers, Policies -- Prohibits persons who lend money or extend credit from requiring a person to whom money or credit is extended from purchasing comprehensive, all peril or guaranteed replacement cost insurance coverage on a mobile or manufactured home serving as collateral for the loan. Amends TCA Title 56, Chapter 8.

Senate Bill No. 2724 by Senator Clabough.

TennCare -- Sets requirements for payment of essential access payments to hospitals. Amends TCA Title 71, Chapter 5, Part 1.

Senate Bill No. 2725 by Senator Clabough.

Hospitals and Health Care Facilities -- Requires the board for licensing health care facilities to report to the Commissioner of Health on specific issues concerning fire safety in facilities regulated by the

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Department of Health and requires the commissioner to report to legislative standing committee concerning recommendations. Amends TCA Title 4; Title 68 and Title 71.

Senate Bill No. 2726 by Senator Clabough.

Alcoholic Beverages -- Includes peninsula gated community having golf course, tennis courts, equestrian facility and other amenities located in Monroe and Loudon counties in definition of premier type tourist resort for purpose of consumption of alcoholic beverages on the premises. Amends TCA Section 57-4-102.

Senate Bill No. 2727 by Senator Clabough.

Mental Illness -- Authorizes audio-video conferencing for a probable cause hearing in commitment proceedings. Amends TCA Title 33.

Senate Bill No. 2728 by Senator Clabough.

Public Contracts -- Removes building construction and contractors from prevailing wage act. Amends TCA Title 12, Chapter 4, Part 4.

Senate Bill No. 2729 by Senator Clabough.

Consumer Protection -- Increases from \$50.00 to \$250 the amount of unsolicited goods or merchandise one can receive and not be obligated to pay for or return. Amends TCA Title 47.

Senate Bill No. 2730 by Senator Clabough.

Real Estate Agents and Brokers -- Prohibits person from holding time-share salesperson license and acquisition agent license at same time and deems that applicants for either license who passed the examination for licensure in the 12 months prior to their application have satisfied exam requirements for application. Amends TCA Title 62, Chapter 13.

Senate Bill No. 2731 by Senator Clabough.

Professions and Occupations -- Licenses home inspectors; creates board to license home inspectors; sets requirements for obtaining licensure. Amends TCA Title 4, Chapter 29 and Title 62.

Senate Bill No. 2732 by Senator Clabough.

Motor Vehicle Commission -- Revises from 10 to 30 days when a motor vehicle dealer must notify the motor vehicle commission of changes in labor rates for retail customers and warranty work for manufacturers. Amends TCA Title 55, Chapter 17.

Senate Bill No. 2733 by Senator Clabough.

Insurance, Motor Vehicles -- Requires proof of compliance with financial responsibility law to operate motor vehicle on Tennessee highways. Amends TCA Title 55 and Title 56.

Senate Bill No. 2734 by Senator Trail.

Children -- Allows juvenile court to review residential and treatment placement of children in state custody, and to make recommendation to Department of Children's Services as to child's placement. Amends TCA Title 37.

Senate Bill No. 2735 by Senator Trail.

Children -- Defines hardship for purposes of parental delegation of child care-giving authority to another adult. Amends TCA Section 34-6-302.

Senate Bill No. 2736 by Senator Trail.

Planning, Public -- Increases from 10 to 12 maximum number of members to serve on municipal planning commissions. Amends TCA Title 13, Chapter 4.

Senate Bill No. 2737 by Senator Trail.

Telecommunications -- Regulates the filing of telecommunications tariffs with Tennessee regulatory authority. Amends TCA Section 65-5-201.

Senate Bill No. 2738 by Senator Trail.

Insurance, Fire and Casualty -- Requires county fire insurance companies upon written request of an insured to provide a written statement as to the reason the insured's personal risk insurance policy is not being renewed. Amends TCA Title 56, Chapter 22.

Senate Bill No. 2739 by Senator Trail.

Naming and Designating -- Names classroom building at Tennessee Fire Service and Codes Enforcement Academy in Bedford County in honor of Senator Andy Womack.

Senate Bill No. 2740 by Senator Trail.

Consumer Protection -- Clarifies that engaging in practice of flipping a home loan by lender constitutes an unfair or deceptive act or practice under Tennessee Consumer Protection Act. Amends TCA Title 45 and Title 47.

Senate Bill No. 2741 by Senator Trail.

Taxes, Exemption -- Enacts the "Tennessee Broadband Technology Incentive Act of 2004". Amends TCA Title 65 and Title 67.

Senate Bill No. 2742 by Senator Trail.

Lottery -- Eliminates discretion of corporation concerning open records and open meetings. Amends TCA Title 4, Chapter 51; Title 8, Chapter 44, Part 1 and Title 10, Chapter 7, Part 5.

Senate Bill No. 2743 by Senator Trail.

Education -- Promotes sale of nutritious foods before and during school hours to K-8 students and prohibits sale of foods of minimum nutritional value during such times. Amends TCA Title 49, Chapter 6, Part 23.

Senate Bill No. 2744 by Senator Trail.

Tennessee Bureau of Investigation -- Authorizes the Department of Children's Services to request that a criminal justice agency conduct a name-based criminal history check on adult residents of the home in which a child is placed during an emergency situation and requires the TBI to positively identify the residents by fingerprint analysis. Amends TCA Section 37-2-415.

Senate Bill No. 2745 by Senator Trail.

Correction, Dept. of -- Defines "arts and crafts" for purposes of the disposition of proceeds from the sale of inmate produced arts and crafts. Amends TCA Title 41.

Senate Bill No. 2746 by Senator Trail.

Children -- Extends existence of select committee on children and youth from 2004 to 2008. Amends TCA Section 3-15-208.

Senate Bill No. 2747 by Senator Trail.

Municipal Government -- Requires the executive committee of a joint economic and community development board to meet only as needed rather than eight times annually. Amends TCA Section 6-58-114.

Senate Bill No. 2748 by Senator Trail.

Tennessee Emergency Management Agency (TEMA) -- Authorizes the director of TEMA and chief local elected officials to declare a state of emergency for the purpose of triggering the emergency relief effort portion of the hours-of-service regulations promulgated by the federal motor carrier safety administration. Amends TCA Title 58, Chapter 2, Part 1.

Senate Bill No. 2749 by Senator Trail.

Lottery -- Authorizes March of Dimes to conduct a raffle pursuant to Article XI, Section 5 of Constitution of Tennessee under certain circumstances. Amends TCA Title 48, Chapter 101.

Senate Bill No. 2750 by Senator Trail.

Lottery -- Authorizes certain 501(c)(3) organizations to conduct annual events pursuant to Article XI, Section 5 of Constitution of Tennessee under certain circumstances. Amends TCA Title 48, Chapter 101.

Senate Bill No. 2751 by Senator McNally.

Gas, Petroleum Products, Volatile Oils -- Requires that gasoline sold in state contain at least 5 percent ethanol effective July 1, 2005. Amends TCA Title 47, Chapter 5, Part 6; Title 55, Chapter 15 and Title 67, Chapter 3.

Senate Bill No. 2752 by Senator McNally.

Sentencing -- Increases penalty for drug violation involving methamphetamine by one classification if defendant knew minor was present when violation occurred and minor was not also criminally responsible for the violation. Amends TCA Title 39, Chapter 17, Part 4 and Title 53, Chapter 11, Part 4.

Senate Bill No. 2753 by Senator McNally.

Taxes, Litigation -- Imposes additional litigation tax of \$1.00 on all civil and criminal cases with the proceeds to go to the general fund for the purpose of the Department of Finance and Administration awarding grants to local child advocacy centers. Amends TCA Title 67, Chapter 4, Part 6.

Senate Bill No. 2754 by Senator Cohen.

Marriage -- Permits members of general assembly to perform marriages. Amends TCA Section 36-3-301.

Senate Bill No. 2755 by Senator Cohen.

Administrative Procedure (UAPA) -- Prohibits agencies from promulgating rules impacting legislation while general assembly is out of session except for emergency rules or public necessity rules. Amends TCA Title 4, Chapter 5.

Senate Bill No. 2756 by Senator Ford.

Children's Services, Dept. of -- Creates review team to review DCS cases that are not handled in accordance with regulations or statute; commission to exist of seven members appointed by the governor. Amends TCA Title 36 and Title 37.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2757 by Senator Ford.

Public Utilities -- Redefines "telephone service" to include only communications through the use of electricity. Amends TCA Title 65, Chapter 29.

Senate Bill No. 2758 by Senator Kilby.

Driver Licenses -- Requires applicant to provide social security number for driver license purposes. Amends TCA Title 55, Chapter 50, Part 3.

Senate Bill No. 2759 by Senator Kilby.

Lottery -- Requires 501(c)(3) organizations authorized to conduct an annual event in calendar year 2004 to file an accounting with the secretary of state within 60 days after such event. Amends TCA Title 4; Title 39 and Title 48.

Senate Bill No. 2760 by Senator Kilby.

Lottery -- Authorizes Operation Reach to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2761 by Senator Kilby.

Driver Licenses -- Requires social security number, U.S. birth certificate or U.S. bureau of citizen and immigration services documentation prior to issuance of driver license, driver permit or photo identification license; establishes driver permits. Amends TCA Title 55, Chapter 50, Part 3.

Senate Bill No. 2762 by Senator Kilby.

DUI/DWI Offenses -- Removes provision allowing judges in Davidson County to give persons convicted of driving under the influence option of 200 hours community service in lieu of 48 hours in jail. Amends TCA Section 55-10-403.

Senate Bill No. 2763 by Senator Kilby.

Lottery -- Authorizes Michael Dunn Center to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2764 by Senator Kilby.

County Officers -- Grants authority equal to Tennessee constable association to Tennessee constable commission. Amends TCA Title 8, Chapter 10.

Senate Bill No. 2765 by Senator Graves.

TennCare -- Revises timeframes for reconsideration by an HMO involving the process for prompt payment of TennCare claims. Amends TCA Section 56-32-226.

Senate Bill No. 2766 by Senator Graves.

Purchasing -- Allows manufacturers of chemical products submitting a bid proposal or purchase order to maintain the required material safety data sheet (MSDS) on the manufacturer's Web site rather than the MSDS-SEARCH Web site. Amends TCA Section 5-14-207, Section 6-56-307 and Section 12-3-217.

Senate Bill No. 2767 by Senator Graves.

Purchasing -- Allows manufacturers of chemical products submitting a bid proposal or purchase order to maintain the required material safety data sheet (MSDS) on the manufacturer's Web site or a relevant trade association Web site rather than the MSDS-SEARCH Web site. Amends TCA Section 5-14-207; Section 6-56-307 and Section 12-3-217.

Senate Bill No. 2768 by Senator Graves.

County Officers -- Allows county legislative body to redesignate county mayor as county executive by two-thirds vote of such body. Amends TCA Section 5-6-101.

Senate Bill No. 2769 by Senator Graves.

Pensions and Retirement Benefits -- Adds commissioned members of the Department of Environment and Conservation to list of law enforcement officers eligible for mandatory service retirement at age 60. Amends TCA Section 8-36-205.

Senate Bill No. 2770 by Senator Graves.

Water -- Authorizes Commissioner of Commerce and Insurance to deny wastewater treatment discharge permit if alternative means for disposal exists. Amends TCA Title 69, Chapter 3, Part 1.

Senate Bill No. 2771 by Senator Graves.

Tort Liability -- Limits damages for tort actions in facilities contracting with division of mental retardation services; limits damages for tort actions in child care agencies and community mental health centers contracting with Department of Children's Services. Amends TCA Title 33 and Title 37.

Senate Bill No. 2772 by Senators McNally and Person.

Motor Vehicles -- Rewrites the open container law; removes the requirement that a motor vehicle is considered to be in operation if the engine is running even if the vehicle is not moving; removes the limitation that the offense is punishable by fine only; removes the officer's ability to issue a citation rather than take the person into custody; creates an exception for a passenger in a vehicle used primarily for the transportation of persons for compensation, and for persons in the living quarters of motor homes, campers and recreational vehicles. Amends TCA Title 55, Chapter 10.

Senate Bill No. 2773 by Senator McNally.

Air Pollution -- Authorizes counties to create regional air quality authorities to regulate air contaminant sources and establish air quality standards more stringent than state law for counties in federal attainment area, provided such counties voluntarily submit to be governed by such standards and regulations by action of respective legislative bodies. Amends TCA Title 68, Chapter 201.

Senate Bill No. 2774 by Senator Cooper.

Unclaimed Property -- Deletes obsolete TCA references from Uniform Disposition of Unclaimed Property Act. Amends TCA Title 66, Chapter 29, Part 1.

Senate Bill No. 2775 by Senator Cooper.

Insurance, Motor Vehicles -- Extends to affiliated insurers same rights as insurer regarding not making uninsured motorist coverage available once an insured has rejected it in writing. Amends TCA Section 56-7-1201 and Section 56-7-1301.

Senate Bill No. 2776 by Senator Cooper.

Controlled Substances -- Enacts the "Tennessee Comprehensive Methamphetamine Prevention, Treatment and Control Act of 2004". Amends various provisions of TCA necessary to implement the provisions of this act.

Senate Bill No. 2777 by Senator Cooper.

Police -- Increases from 40 to 50, the number of in-service training hours an officer must have in order to receive cash supplement. Amends TCA Title 38, Chapter 8.

Senate Bill No. 2778 by Senator Cooper.

Transportation, Dept. of -- Deletes requirement that wildflower areas carry appropriate notations. Amends TCA Title 54 and Title 55.

Senate Bill No. 2779 by Senator Cooper.

Motor Vehicle Commission -- Adds two general automotive industry members to be appointed, one by each speaker, for two-year terms. Amends TCA Title 55, Chapter 17, Part 1.

Senate Bill No. 2780 by Senator Cooper.

Codes -- Clarifies that all fire protection systems be installed in accordance with state law. Amends TCA Section 68-120-101.

Senate Bill No. 2781 by Senator Cooper.

Fire Prevention and Investigation -- Clarifies that fire protection sprinkler system installations do not require an engineer's seal or stamp be attached. Amends TCA Title 62, Chapter 32, Part 1.

Senate Bill No. 2782 by Senator Cooper.

Drugs -- Removes from definition of "manufacture" under the Drug Control Act the exception that the controlled substance was prepared by an individual for the individual's own use. Amends TCA Title 39, Chapter 17, Part 4.

Senate Bill No. 2783 by Senator Cooper.

Surveyors -- Requires land surveyors to search land records of land to be surveyed as well as adjoining properties to help determine the correct boundaries of the land being surveyed. Amends TCA Title 62, Chapter 18, Part 1.

Senate Bill No. 2784 by Senator Cooper.

Taxes, Tobacco, Tobacco Products -- Revises tobacco tax law and imposes restrictions on long distance sales of tobacco products. Amends TCA Title 67, Chapter 4, Part 10.

Senate Bill No. 2785 by Senator Cooper.

Fees -- Increases various fees that sheriffs are entitled to assess, including fees for service of process, garnishment or return of property, arrest and transportation of prisoners, and bail bonds. Amends TCA Title 8, Chapter 21, Part 9.

Senate Bill No. 2786 by Senator Cooper.

Public Contracts -- Requires state to hire independent contract management company to conduct request for proposals of any contract totaling one million dollars or more entered into by any department or agency. Amends TCA Title 12.

Senate Bill No. 2787 by Senator Cooper.

Recreational Vehicles -- Authorizes Commissioner of Commerce and Insurance to issue rule for RV manufacturers to meet American National Standards Institute (ANSI) standards in lieu of required inspection. Amends TCA Title 68, Chapter 126, Part 2.

Senate Bill No. 2788 by Senator Cooper.

Insurance Companies, Agents, Brokers, Policies -- Authorizes Commissioner of Commerce and Insurance to increase any or all fees related to licensing of insurance agents and limited insurance representatives if commissioner determines fees have not kept up with inflation, are not covering cost of examinations, or licensing fee does not cover administrative costs for such licensure. Amends TCA Sections 56-6-131 through 56-6-163.

Senate Bill No. 2789 by Senator Cooper.

Workers' Compensation -- Requires comptroller of the treasury to report to the special joint committee on workers' compensation on January 15, 2005, and every three years thereafter concerning cost drivers in the medical cost and disability benefits components of workers' compensation. Amends TCA Title 50 and Title 56.

Senate Bill No. 2790 by Senator Henry.

Claims Commission, Tennessee -- Clarifies that the state treasurer must submit plan for purchasing insurance to the board of claims. Amends TCA Title 9, Chapter 8 and Title 12, Chapter 3, Part 9.

Senate Bill No. 2791 by Senator Crutchfield.

Lottery -- Authorizes an event in calendar year 2004 for the purpose of raising money for the benefit of the Classic 150 pursuant to Article XI, Section 5 of the Constitution of Tennessee.

Senate Bill No. 2792 by Senator Henry.

State Government -- Clarifies that funds remaining in the risk management fund will not revert to the general fund at the end of a fiscal year. Amends TCA Section 9-8-109(a).

Senate Bill No. 2793 by Senator Henry.

Welfare -- Establishes family services counseling for persons participating in Department of Human Services programs. Amends TCA Title 71.

Senate Bill No. 2794 by Senator Henry.

Alcoholic Beverage Commission -- Increases privilege tax for licenses; allows commission to retain money collected from licensure fees instead of such money being deposited with state treasurer. Amends TCA Section 57-3-203; Section 57-3-204; Section 57-3-206; Section 57-3-207; Section 57-3-605; Section 57-4-102 and Section 57-4-301.

Senate Bill No. 2795 by Senator Henry.

Taxes, Franchise -- Provides that entities regulated by Surface Transportation Board be treated in same manner as partnerships for purposes of calculating franchise tax. Amends TCA Section 67-4-2108.

Senate Bill No. 2796 by Senator Burchett.

Education -- Grants access to certain information about public high school students to official recruiting representatives of U.S. armed forces and Tennessee national guard. Amends TCA Title 49.

Senate Bill No. 2797 by Senator Burchett.

Law Enforcement -- Enacts the "Robert 'Robbie' Nottingham Campus Crime Scene Investigation Act of 2004". Amends TCA Title 49, Chapter 7, Part 1.

Senate Bill No. 2798 by Senator Burchett.

Hazardous Materials -- Gives Commissioner of Environment and Conservation the authority to oversee the closure of sites used for manufacture of methamphetamine. Amends TCA Title 68, Chapter 212.

Senate Bill No. 2799 by Senator Burchett.

Tort Liability -- Expands definitions of "engages in an equine activity" and "equine activity" for purpose of limiting liability. Amends TCA Title 44, Chapter 20.

Senate Bill No. 2800 by Senator Beavers.

Sexual Offenses -- Authorizes law enforcement officers to notify persons or organizations of information pertaining to a sexual offender if the law enforcement officer believes that such person or organization may be at risk from such sexual offender. Amends TCA Title 40, Chapter 39, Part 1.

Senate Bill No. 2801 by Senator Beavers.

Special License Plates -- Effective July 1, 2004, reclassifies International Association of Firefighters cultural plate as new specialty earmarked plate and reallocates 50 percent of funds derived from sale thereof to Tennessee Firefighters Emergency Relief Fund; removes IAFF membership requirement to obtain such plate. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2802 by Senator Beavers.

Aged Persons -- Includes Clay County in those counties eligible for the pilot program for reimbursement to licensed residential homes for the aged. Amends TCA Section 12-4-330.

Senate Bill No. 2803 by Senator Beavers.

Professions and Occupations -- Clarifies that a health care provider or insurer is responsible for paying the costs of reproducing and mailing medical records when it requests the medical records from another health care provider, regardless of whether the patient signed a release or authorization allowing the disclosure of the records. Amends TCA Section 63-2-102.

Senate Bill No. 2804 by Senator Beavers.

Taxes, Gasoline, Petroleum Products -- Provides that retailer of motor fuels who has had no liability for tax for period of one year may file annually rather than monthly upon approval of commissioner. Amends TCA Title 67, Chapter 3.

Senate Bill No. 2805 by Senator Ketron.

Election Laws -- Clarifies that vote of three members of state election commission is needed to remove county election commissioner. Amends TCA Title 2, Chapter 11 and Title 2, Chapter 12.

Senate Bill No. 2806 by Senator McLeary.

Election Laws -- Requires county election administrators to release upon request the name of any person who obtained a nominating petition to seek elective office, even if the date for returning and filing the petition has not passed or the petition was not returned and filed. Amends TCA Title 2, Chapter 12.

Senate Bill No. 2807 by Senator Kyle.

Taxes, Real Property -- Decreases from 30 to 20 number of days as POW necessary to qualify for disabled veteran tax relief. Amends TCA Section 67-5-704.

Senate Bill No. 2808 by Senator Kyle.

Workers' Compensation -- Revises requirements concerning noncoverage of sole proprietors and partners of a partnership and imposes certain penalties. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2809 by Senator Kyle.

Taxes -- Specifies that owners of property being considered for an increased assessment by the county board of equalization shall receive a written notice 10 days prior to the hearing. Amends TCA Title 67.

Senate Bill No. 2810 by Senator Kyle.

Education -- Grants additional time to special joint committee studying mold abatement in public schools for finishing its work. Amends Chapter 381 of the Public Acts of 2003.

Senate Bill No. 2811 by Senator Fowler.

Child Custody and Support -- Permits a significant existing relationship to be established for purposes of grandparent visitation without an expert witness; instructs the court to consider whether a reasonable person would find that such a relationship exists. Amends TCA Title 36.

Senate Bill No. 2812 by Senator Fowler.

Courts, General Sessions -- Allows service of process by mail to persons in state to be deemed valid when mailed if the defendant refuses to accept delivery of a properly addressed registered or certified letter. Amends TCA Section 16-15-903.

Senate Bill No. 2813 by Senator Fowler.

Courts, General Sessions -- Establishes procedure for general sessions courts to correct judgment or order due to mistake or fraud or because judgment is void, satisfied, discharged or reversed. Amends TCA Title 16, Chapter 15.

Senate Bill No. 2814 by Senator Fowler.

Judgments -- Establishes procedure for default judgments in subrogation actions. Amends TCA Title 24, Chapter 5.

Senate Bill No. 2815 by Senator Fowler.

Uniform Commercial Code -- Vests ownership interest in property in secured party upon possession of the collateral which secures the loan. Amends TCA Title 47, Chapter 9, Part 6.

Senate Bill No. 2816 by Senator Henry.

State Employees -- Prohibits employees and independent contractors of certain identified state regulatory agencies from accepting any outside employment or compensation, either individually or through a partnership, corporation or other business enterprise, which relates to the employees' scope of duties for the state; and empowers the commissioner of the department for which an employee works to decide whether any outside employment relates to the employee's scope of duties for the state. Amends TCA Title 4 and Title 8.

Senate Bill No. 2817 by Senator Burchett.

Gas, Petroleum Products, Volatile Oils -- Prohibits sale of off-road diesel fuel in Tennessee effective July 1, 2004; defines "off-road diesel fuel" as fuel with high sulfur content as determined by U.S. EPA. Amends TCA Title 47, Chapter 18, Part 13; Title 55, Chapter 15; Title 67, Chapter 4 and Title 67, Chapter 3.

Senate Bill No. 2818 by Senator McNally.

Tennessee Bureau of Investigation -- Increases annual compensation of director of Tennessee Bureau of Investigation from no less than the amount paid the Commissioner of Safety to an amount equal to 95 percent of the compensation of the Commissioner of Finance and Administration. Amends TCA Title 38, Chapter 6, Part 1.

Senate Bill No. 2819 by Senator Kilby.

Employees, Employers -- Adds civil air patrol members and volunteer rescue squad members to volunteer firefighters who are granted protection from discharge by employers because of any work absences or tardiness due to emergencies. Amends TCA Title 50, Chapter 1, Part 3.

Senate Bill No. 2820 by Senator Henry.

Water -- Authorizes division of groundwater protection to require certification and training for certain person by rule. Amends TCA Title 68, Chapter 221.

Senate Bill No. 2821 by Senator Dixon.

Driver Licenses -- Requires all courts or court clerks with jurisdiction over criminal driving offenses to establish procedures for accepting payment of fees through installment plans if the county participates in accepting such installment plans. Amends TCA Section 55-50-502.

Senate Bill No. 2822 by Senator Burchett.

Public Contracts -- Permits only companies whose corporate headquarters are located in the U.S. and who employ only U.S. citizens or citizens authorized by federal law to work in the U.S. to bid on state contracts. Amends TCA Title 12, Chapter 4, Part 1.

Senate Bill No. 2823 by Senator Ford.

Taxes, Real Property -- Permits property in federally designated empowerment zone or renewal community in Memphis to be sold for back taxes, subject to right of redemption, at reduced minimum bid equal to lesser of taxes, interest, penalties, and costs or assessed value of property. Amends TCA Title 67, Chapter 5.

Senate Bill No. 2824 by Senator Dixon.

Lottery -- Authorizes the Tennessee Chapter of the March of Dimes to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2825 by Senator Dixon.

Lottery -- Authorizes the Tennessee Chapter of the March of Dimes to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2826 by Senator Graves.

Child Custody and Support -- Removes ability of department to cause notice of child support lien to be filed on computer; removes department's ability to develop central site for recording lien notices; removes department's ability to post lien filing information on Internet. Amends TCA Section 36-5-901.

Senate Bill No. 2827 by Senator Dixon.

Criminal Offenses -- Raises penalties related to unlawful carrying or possession of a weapon. Amends TCA Title 37 and Title 39.

Senate Bill No. 2828 by Senator Herron.

Pharmacy, Pharmacists -- Expands entities covered by the pharmacy access statute beyond managed health insurance issuers and health insurance issuers. Amends TCA Title 56.

Senate Bill No. 2829 by Senator Crowe.

Criminal Offenses -- Makes failure to exercise due care in a construction zone or a school safety zone vehicular homicide if substantial risk of serious bodily injury or death is created. Amends TCA Section 39-13-213.

Senate Bill No. 2830 by Senator Clabough.

Alcoholic Beverages -- Authorizes licensed winery to be issued retail license to sell wine on premises of winery without paying additional retail licensure fee and to distribute wine to wholesaler;

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

deletes certain restrictions on sale of wine at winery. Amends TCA Section 57-3-204 and Section 57-3-207.

Senate Bill No. 2831 by Senator Crutchfield.

Lottery -- Authorizes the Chattanooga Area Brain Injury Association to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2832 by Senator Fowler.

Limitation of Actions -- Limits a municipality from reimbursing or being reimbursed for garbage and refuse collection overpayments or underpayments after a period of 36 months has elapsed from the date the customer was notified of the underpayment or overpayment. Amends TCA Title 6, Chapter 19; Title 6, Chapter 54 and Title 28, Chapter 3, Part 3.

Senate Bill No. 2833 by Senator Trail.

Tennessee Bureau of Investigation -- Authorizes the Department of Children's Services to request that a criminal justice agency conduct a name-based criminal history check on adult residents of the home in which a child is placed during an emergency situation and requires the TBI to positively identify the residents by fingerprint analysis. Amends TCA Section 37-2-415.

Senate Bill No. 2834 by Senator Burks.

Education -- Returns qualifications required for directors of schools to those applying to superintendents of schools prior to 1992. Amends TCA Section 49-2-301.

Senate Bill No. 2835 by Senator McNally.

Alcoholic Beverages -- Expands Class B counties for regulating beer currently applying only to counties having metropolitan government to also include counties having charter form of government. Amends TCA Title 57, Chapter 5, Part 1.

Senate Bill No. 2836 by Senator McNally.

Education, Higher -- Adds the Commissioner of Economic and Community Development to the Tennessee Higher Education Commission; provides for various studies by THEC and the office of education accountability. Amends TCA Section 4-3-308 and Title 49, Chapter 7.

Senate Bill No. 2837 by Senator Burchett.

Pharmacy, Pharmacists -- Requires use of an electronic record device and the determination of 90 days of prescription history in order for more than a 72-hour supply of a prescription drug to be provided to certain individuals. Amends TCA Title 53, Chapter 10 and Title 71.

Senate Bill No. 2838 by Senator Cohen.

Lottery -- Authorizes the Memphis Humane Society to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2839 by Senator Kilby.

Sexual Offenses -- Requires criminal court clerk's office to have available sexual offender registration/monitoring forms. Amends TCA Title 40, Chapter 39.

Senate Bill No. 2840 by Senator Cohen.

Animals and Animal Cruelty -- Clarifies state and local administrative duties and responsibilities under the Tennessee Anti-Rabies Law. Amends TCA Title 68, Chapter 8, Part 1.

Senate Bill No. 2841 by Senator Clabough.

Workers' Compensation -- Deletes survivorship provision that reduces benefits in instances when surviving spouse remarries. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2842 by Senator Clabough.

Hospitals and Health Care Facilities -- Requires outpatient diagnostic centers to be licensed. Amends TCA Title 11 and Title 68, Chapter 1.

Senate Bill No. 2843 by Senator Person.

Child Custody and Support -- Establishes trust account for child support arrearage payments. Amends TCA Title 36.

Senate Bill No. 2844 by Senator Person.

State Inmates -- Prohibits inmate access to any state record containing any means of identification for another person. Amends TCA Title 41, Chapter 22.

Senate Bill No. 2845 by Senator Person.

Loan Companies and Short Term Lenders -- Requires pawnbrokers accepting pawned items to obtain a more specific description of the pledged goods than is currently required by mandating the brand, model and serial numbers, size, color, precious metal type, gemstone description, and detailed description of firearms be gathered. Amends TCA Section 45-6-209.

Senate Bill No. 2846 by Senators Person and Herron.

Physicians and Surgeons -- Limits billing by a physician for anatomic pathology services or cytology services by any entity in which such physician has an interest. Amends TCA Title 63, Chapter 6 and Title 63, Chapter 9.

Senate Bill No. 2847 by Senator Person.

Workers' Compensation -- Requires benefits to be paid to injured worker upon injury, increases penalty on employers and insurers who fail to pay timely workers' compensation benefits. Amends TCA Title 50.

Senate Bill No. 2848 by Senator Person.

Taxes -- Increases amount of time by which notice must be given regarding inspection of property assessment records and changes in classification or assessed valuation from 10 to 15 days; increases amount of time that assessor must retain notice records from two to three years. Amends TCA Title 67.

Senate Bill No. 2849 by Senator Person.

Nurses, Nursing -- Removes supervision and regulation of certified nurse practitioners by the board of medical examiners and board of nursing, jointly, and continues their supervision only by the board of nursing. Amends TCA Section 63-7-123(d).

Senate Bill No. 2850 by Senator Person.

Anatomical Gifts -- Defines a "document of gift" to include a card, a will, or a statement on a driver license; includes guardians, persons with a durable power of attorney for health care, and adults who have shown special concern for the decedent and who are familiar with the decedent's values as persons able to authorize an anatomical gift. Amends TCA Title 68, Chapter 30.

Senate Bill No. 2851 by Senator Person.

Taxes, Privilege -- Exempts licensed health care providers who are enrolled in graduate study or are residents in licensed health care facilities from professional privilege tax. Amends TCA Section 67-4-1708.

Senate Bill No. 2852 by Senator Person.

Hospitals and Health Care Facilities -- Clarifies reasonable charges for medical records provided to a patient by a hospital by deleting the words "handling" and "retrieval" in the description of the fees. Amends TCA Section 68-11-304(a)(2)(A).

Senate Bill No. 2853 by Senator Person.

Attorney General and Reporter -- Allows attorney general and reporter, upon consent of district attorney general, to designate any full-time salaried attorney general investigator to act with same authority as district attorney criminal investigator when on active duty in connection with criminal matters where attorney general and reporter has jurisdiction. Amends TCA Title 8, Chapter 6.

Senate Bill No. 2854 by Senator Person.

Dentists -- Revises scope of practice for dental hygienists and dental assistants, reciprocity for dentists and disciplinary powers of the board of dentistry. Amends TCA Section 63-5-108.

Senate Bill No. 2855 by Senator Kilby.

Disabled Persons -- Enacts the "Assistive Technology Assistance Act". Amends TCA Title 4, Chapter 29 and Title 71.

Senate Bill No. 2856 by Senator Kilby.

Medical Occupations -- Enacts the "Tennessee Orthotics, Prosthetics and Pedorthics Act of 2004". Amends TCA Title 4 and Title 63.

Senate Bill No. 2857 by Senator Herron.

State Employees -- Deletes prohibition against sick leave donations from the sick leave bank based upon the illness of a member of the participant's family. Amends TCA Title 8, Chapter 50.

Senate Bill No. 2858 by Senator Herron.

Municipal Government -- Declares certain municipal practices, regarding traffic citations, to constitute abuse of police power; provides for investigation and sanction of such practices. Amends TCA Title 6, Chapter 54.

Senate Bill No. 2859 by Senator Herron.

Local Education Agency -- Provides that school board can extend control of director of schools only if prior notice of such action is given and it is included as a specific item on the board meeting agenda. Amends TCA Section 49-2-203.

Senate Bill No. 2860 by Senator Herron.

Taxes, Gasoline, Petroleum Products -- Allows Commissioner of Revenue to waive penalties for use of untaxed fuel in leased vehicles. Amends TCA Title 67, Chapter 3.

Senate Bill No. 2861 by Senator Herron.

Pensions and Retirement Benefits -- Adds retired teacher to be appointed by governor to board of trustees of TCRS. Amends TCA Section 8-34-302.

Senate Bill No. 2862 by Senator Herron.

Child Custody and Support -- Requires Department of Human Services to terminate or modify child support upon verifying proof that child has reached majority, died, or graduated from high school; requires parent to supply proof of child's age, death, or graduation; requires LEA to provide proof of child's graduation within 20 days of request from department or child's parents. Amends TCA Title 36, Chapter 6 and Title 36, Chapter 5.

Senate Bill No. 2863 by Senator Herron.

Motor Vehicles -- Requires notice of recording devices on motor vehicles be given to motor vehicle owners. Amends TCA Title 55, Chapter 9.

Senate Bill No. 2864 by Senator Herron.

Sexual Offenses -- Increases penalty for sexual exploitation of a minor from Class E felony to Class C felony. Amends TCA Title 39, Chapter 17, Part 10.

Senate Bill No. 2865 by Senator Herron.

Highways, Roads and Bridges -- Designates a segment of U.S. 412 (State Route 20) as "Hearn's Lane".

Senate Bill No. 2866 by Senator Herron.

Education, Higher -- Promotes financial accountability in higher education administration. Amends TCA Title 49, Chapter 7.

Senate Bill No. 2867 by Senator Herron.

Pharmacy, Pharmacists -- Includes state and its political subdivisions among insuring entities governed by a regulation of mail order pharmacy provisions in group medical benefit contracts. Amends TCA Title 56.

Senate Bill No. 2868 by Senator Herron.

Medical Occupations -- Revises requirements for a podiatrist to perform surgery on an ankle. Amends TCA Section 63-3-101.

Senate Bill No. 2869 by Senator Herron.

Election Laws -- Requires county election commissioners to attend a statewide or regional training seminar conducted by coordinator of elections within one year of commissioner's initial appointment. Amends TCA Title 2, Chapter 11 and Title 2, Chapter 12.

Senate Bill No. 2870 by Senator Herron.

DUI/DWI Offenses -- Requires health care provider to notify law enforcement officer of blood or urine test results under certain circumstances; requires county medical examiner or other law enforcement official to be notified of death as apparent result of traffic collision. Amends TCA Section 38-7-108 and Title 55, Chapter 10, Part 4.

Senate Bill No. 2871 by Senator Herron.

Mental Health and Developmental Disabilities, Dept. of -- Authorizes creation of a pool of funds outside of capitation payments made to BHOs to cover a portion of the expenses relating to behavioral health for the medically indigent. Amends TCA Title 33.

Senate Bill No. 2872 by Senator Herron.

Arrests -- Gives magistrate discretion to issue either a warrant of arrest or criminal summons regardless of whether the affiant is a law enforcement officer. Amends TCA Title 40, Chapter 6.

Senate Bill No. 2873 by Senator Herron.

Food and Food Products -- Requires food service sanitation training in food service establishments. Amends TCA Title 53, Chapter 8 and Title 68, Chapter 14.

Senate Bill No. 2874 by Senator Herron.

Athletic Trainers -- Creates Tennessee board of athletic trainers. Amends TCA Title 63, Chapter 24.

Senate Bill No. 2875 by Senator Herron.

State Employees -- Requires Commissioner of Personnel to study feasibility of improved compensation system for state employee classifications and report findings and recommendations to speakers and chairs of finance by February 1, 2005. Amends TCA Title 8, Chapter 30.

Senate Bill No. 2876 by Senator Herron.

Education -- Provides for LEAs to include contact information on child advocacy groups and the Department of Education in student handbooks or other information disseminated to parents. Amends TCA Section 49-2-203.

Senate Bill No. 2877 by Senator Herron.

Fair Trade Laws -- Deletes unfair sales and trade practice requirements concerning frozen desserts. Amends TCA Title 53, Chapter 3.

Senate Bill No. 2878 by Senator Herron.

Highway Signs -- "Lofton Eugene Gateley Memorial Highway", I-40 from mile marker 111 to 114 in Henderson County.

Senate Bill No. 2879 by Senator Herron.

Medical Occupations -- Authorizes radiologists to utilize certain assistants who possess certain credentials. Amends TCA Title 63, Chapter 6 and Title 63, Chapter 9.

Senate Bill No. 2880 by Senator Herron.

Lottery -- Broadens eligible high school and resident requirements for lottery scholarships. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 2881 by Senator Herron.

Paris -- Subject to local approval, raises tax rate for Paris Special School District by 23 cents to offset loss of TVA revenue sharing funds. Amends Chapter 87 of the Private Acts of 1965; as amended.

Senate Bill No. 2882 by Senator Dixon.

Education -- Requires students age 17 and older who the local board of education considers to be a detriment to good order and instruction to be counted as dropouts for statistical purposes. Amends TCA Title 49, Chapter 6.

Senate Bill No. 2883 by Senator Dixon.

Education -- Makes a previously optional plan to reduce dropout rate variance between African-American students in a school system and the general student population to be a mandatory plan in certain circumstances. Amends TCA Title 49.

Senate Bill No. 2884 by Senator Dixon.

Law Enforcement -- Requires Tennessee highway patrol to conduct study on racial profiling and report such findings to the general assembly by March 1, 2006. Amends TCA Title 4, Chapter 7.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2885 by Senator Dixon.

Tennessee Regulatory Authority -- Enacts the "Calling for 2-1-1 Act". Amends TCA Title 65.

Senate Bill No. 2886 by Senator Dixon.

Lottery -- Requires the CEO of the Tennessee Education Lottery Corporation to hire one employee whose primary responsibilities shall involve attainment of all minority participation goals. Amends TCA Title 4, Chapter 51.

Senate Bill No. 2887 by Senator Dixon.

Minority Affairs -- Creates minority economic and community development commission in Department of Economic and Community Development to review and foster economic assistance to rural African-American businesspersons. Amends TCA Title 4, Chapter 3, Part 7.

Senate Bill No. 2888 by Senator Dixon.

Economic and Community Development -- Requires department to create minority business development program modeled on Small Business Administration program. Amends TCA Title 4, Chapter 3.

Senate Bill No. 2889 by Senator Dixon.

Financial Responsibility Law -- Requires persons issued a driver license without proof of a social security number to show proof of insurance to the mutual satisfaction of the Departments of Safety and Commerce and Insurance prior to issuance of the license, and authorizes those departments to promulgate rules to effectuate purposes of the act. Amends TCA Title 55, Chapter 12.

Senate Bill No. 2890 by Senator Dixon.

Election Laws -- Requires county election commission to conduct supplemental voter registration when a planned and scheduled group naturalization ceremony is conducted in the county; requires either attendance of commissioners, assistant registrars or other designees to register such new citizens. Amends TCA Title 2, Chapter 2, Part 1.

Senate Bill No. 2891 by Senator Bryson.

Bonds and Undertakings, Regulation of -- Adds requirements to local governments selling general obligation bonds at a private negotiated sale; requires certain entities to disclose fees, dues and costs associated with general obligation debt. Amends TCA Section 9-21-203.

Senate Bill No. 2892 by Senator Miller.

Child Custody and Support -- Clarifies material change in circumstance for purpose of modifying custody arrangement. Amends TCA Title 36, Chapter 6.

Senate Bill No. 2893 by Senator Miller.

Financial Responsibility Law -- Requires officer to issue citation or criminal summons if driver fails to provide evidence of financial responsibility. Amends TCA Title 55, Chapter 12.

Senate Bill No. 2894 by Senator Miller.

Taxes, Exemption -- Exempts educational savings plans from state and local taxation. Amends TCA Section 49-7-822.

Senate Bill No. 2895 by Senator Miller.

Insurance, Health, Accident -- Requires health insurance entity to provide verification to health care provider that insurance claim has been filed by such provider. Amends TCA Title 56.

Senate Bill No. 2896 by Senator Miller.

Probation and Parole -- Authorizes the board of probation and parole to defer any subsequent parole hearing for an inmate denied parole for any period of time the board deems appropriate and provides that any policy or rule of the board that grants parole hearings on regular, predetermined basis is invalid. Amends TCA Title 40, Chapter 28, Part 1.

Senate Bill No. 2897 by Senator Miller.

Real Property -- Adds new requirement under Time-Share Act when a property owners association is governed by a board of directors to make such a board represent the same proportion of owners of developed and non-developed time-share property as is represented in the overall time-share estate. Amends TCA Title 66, Chapter 32, Part 1.

Senate Bill No. 2898 by Senator Miller.

Taxes -- Increases the maximum fee to be charged by the Commissioner of Revenue for issuing letters and revenue rulings from \$200 to \$300. Amends TCA Title 3; Title 4; Title 5; Title 7; Title 8; Title 9; Title 11; Title 12; Title 13; Title 16; Title 18; Title 20; Title 25; Title 26; Title 28; Title 29; Title 30; Title 35; Title 40; Title 42; Title 43; Title 45; Title 47; Title 48; Title 49; Title 50; Title 54; Title 55; Title 56; Title 57; Title 60; Title 61; Title 62; Title 63; Title 64; Title 65; Title 66; Title 67; Title 68; Title 69; Title 70 and Title 71.

Senate Bill No. 2899 by Senator Miller.

Election Laws -- Increases the number of days allowed for a member of the state election commission to qualify following election from 15 to 30 days. Amends TCA Title 2; Title 3; Title 4; Title 5; Title 6; Title 7 and Title 8.

Senate Bill No. 2900 by Senator Miller.

Civil Procedure -- Urges supreme court to amend Rule 45 of the Rules of Civil Procedure to add explicit language to subpoenas that state the party must appear or face potential contempt of court charges and penalties for such contempt of court. Amends TCA Title 16, Chapter 3, Part 4; Title 20 and Title 24.

Senate Bill No. 2901 by Senator Miller.

Game and Fish Laws -- Permits children under age 18 to obtain hunting and fishing licenses without having to provide social security number. Amends TCA Section 70-2-201.

Senate Bill No. 2902 by Senator Miller.

Insurance, Health, Accident -- Requires health care insurers to provide their reasonable and prevailing rate chart to a requesting health care provider or the provider's attorney within 30 days of a written request; failure to provide the chart is agreement by the insurer that the provider's billed rate is the reasonable and prevailing rate. Amends TCA Title 56, Chapter 7, Part 23.

Senate Bill No. 2903 by Senator Miller.

Divorce, Annulment and Alimony -- Increases time for determining willful absence from two to three years, and clarifies that this standard for proof that spouse attempted to induce other spouse to move, is not used to show grounds for divorce based on desertion. Amends TCA Section 36-4-117.

Senate Bill No. 2904 by Senator Miller.

Sentencing -- Increases punishment for offenses of public indecency and indecent exposure to Class E felony regardless of number of prior convictions if at time of offense the defendant was a sexual offender required to register under Title 40, Chapter 39. Amends TCA Section 39-13-511.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 2905 by Senator Miller.

Uniform Commercial Code -- Requires UCC-1 financing statement to include tax identification number of debtor in addition to including debtor's name. Amends TCA Title 47, Chapter 9, Part 5.

Senate Bill No. 2906 by Senator Miller.

Public Defenders -- Clarifies that \$12.50 court cost collected by office of executive director of the district public defenders conference is to be used for providing representation and support services to indigent defendants in criminal proceedings. Amends TCA Title 40, Chapter 14.

Senate Bill No. 2907 by Senator Miller.

Physicians and Surgeons -- Requires physicians who refer patients to entities in which the physician has a financial interest to provide written disclosure, rather than currently required disclosure, to the patients and provides for a cause of action under the Tennessee Consumer Protection Act for violations. Amends TCA Title 63, Chapter 6, Part 6.

Senate Bill No. 2908 by Senator Miller.

Lottery -- Clarifies certain provisions concerning retailer contract suspension, cancellation, revocation and renewals. Amends TCA Title 4, Chapter 51, Part 1.

Senate Bill No. 2909 by Senator Miller.

Safety, Dept. of -- Requires the Department of Safety to post an Internet registry of all persons who have been convicted of second or subsequent offenses related to driving under the influence of an intoxicant. Amends TCA Section 4-3-2013.

Senate Bill No. 2910 by Senator Miller.

Child Custody and Support -- Establishes specific examples of what a "material change in circumstance" means for purposes of modifying a court's prior decree pertaining to a residential parenting arrangement.

Senate Bill No. 2911 by Senator Harper.

Highways, Roads and Bridges -- Directs Department of Transportation to build a toll road from Tri-Cities Airport to Nashville. Amends TCA Title 54, Chapter 15.

Senate Bill No. 2912 by Senator Harper.

Teachers, Principals and School Personnel -- Allows non-teacher employees to be hired for periods longer than one year at a time. Amends TCA Title 49, Chapter 2, Part 2 and Title 49, Chapter 2, Part 3.

Senate Bill No. 2913 by Senator Harper.

Taxes -- Prohibits an employer taxpayer from receiving any tax credit under Title 67 unless the taxpayer meets certain conditions involving providing employees health insurance and lacking either significant environmental or workplace safety violations. Amends TCA Title 67.

Senate Bill No. 2914 by Senator Harper.

Sunset Laws -- Deletes reference to terminated governmental entity. Amends TCA Title 4, Chapter 29.

Senate Bill No. 2915 by Senator Harper.

Sunset Laws -- Deletes reference in sunset laws to terminated governmental entity. Amends TCA Title 4, Chapter 29.

Senate Bill No. 2916 by Senator Harper.

Aged Persons -- Requires the Commissioner of Finance and Administration to study and make recommendations to legislative committees by January 15, 2005, concerning merging functions of agencies serving the elderly and the disabled into a single entity as recommended in a recent comptroller's report. Amends TCA Title 4; Title 33; Title 50; Title 68 and Title 71.

Senate Bill No. 2917 by Senator Harper.

Aged Persons -- Establishes a task force to examine services to the elderly and disabled and to make recommendations for changes in response to the comptroller of the treasury's report "Serving the Aged and Disabled: Progress and Issues". Amends TCA Title 3; Title 4; Title 33; Title 50; Title 68 and Title 71.

Senate Bill No. 2918 by Senator Cooper.

Highways, Roads and Bridges -- Allows Commissioner of TDOT to extend return date for project plans marking the location of underground utility facilities beyond current 165 days upon written finding of good cause and no financial harm to TDOT or its contractors. Amends TCA Title 54, Chapter 5.

Senate Bill No. 2919 by Senator Cooper.

Tobacco Master Settlement Agreement -- Revises method for tobacco manufacturer not participating in master settlement agreement to use in establishing overpayment of funds into escrow account and thus have such excess funds released from escrow and revert back to such manufacturer. Amends TCA Title 47, Chapter 31, Part 1.

Senate Bill No. 2920 by Senator Cooper.

Surveyors -- Exempts from testing requirements land surveyors who have been surveying for more than 15 years, have three letters of recommendation from licensed surveyors, speak English and are of good character. Amends TCA Section 62-18-109.

Senate Bill No. 2921 by Senator Crutchfield.

Election Laws -- Allows person who owns tract of land of at least 10 acres located in two counties to make one time election to register to vote in either county. Amends TCA Title 2, Chapter 2.

Senate Bill No. 2922 by Senator Crutchfield.

Arrests -- Deletes certain procedures and standards pertaining to the issuance of warrants of arrest. Amends TCA Title 40, Chapter 6, Part 2.

Senate Bill No. 2923 by Senator Crutchfield.

Contractors -- Requires certain limited license courses be taken in lieu of taking the BC-A residential contractor examination. Amends TCA Section 62-6-112.

Senate Bill No. 2924 by Senator Crutchfield.

Motor Vehicles, Titling and Registration -- Authorizes, in addition to county clerks, qualified third parties to issue registration and titles for motor vehicles. Amends TCA Title 55.

Senate Bill No. 2925 by Senator Crutchfield.

Malpractice, Professional -- Revises burden of proof in malpractice action by narrowing recognized standard of acceptable professional practice in the profession and specialty in a similar community to that exercised in a contiguous bordering state. Amends TCA Title 29.

Senate Bill No. 2926 by Senator Crutchfield.

Lottery -- Authorizes a raffle in calendar year 2004 for purpose of raising money for benefit of the Chattanooga Symphony and Opera pursuant to Article XI, Section 5 of the Constitution of Tennessee.

Senate Bill No. 2927 by Senator Crutchfield.

Workers' Compensation -- Deletes multiplier provisions from statute concerning permanent partial disability determinations. Amends TCA Title 50, Chapter 6.

Senate Bill No. 2928 by Senator McLeary.

Railroads -- Prohibits operation of remotely controlled freight or passenger trains whenever such trains are traveling outside the premises of a railroad switch yard or service facility. Amends TCA Title 65, Chapter 12, Part 1.

Senate Bill No. 2929 by Senator Trail.

Criminal Procedure -- Allows local law enforcement agencies and clerks of court to create process for electronic submission of final dispositions for criminal cases to Tennessee Bureau of Investigations. Amends TCA Section 8-4-115.

Senate Bill No. 2930 by Senator Ramsey.

Public Health -- Prohibits prescribing or dispensing of prescription drugs to minors without permission of minor's parent or guardian, or an order of a court. Amends TCA Title 63.

Senate Bill No. 2931 by Senator Ramsey.

Contractors -- Requires abatement of action brought against contractor, subcontractor, supplier, or design professional related to construction defect unless claimant provides notice, giving such parties opportunity to respond, make a settlement offer or remedy defect. Amends TCA Title 66.

Senate Bill No. 2932 by Senator Ramsey.

Driver Education -- Requires completion of a driver education course before a driver license or intermediate driver license is issued. Amends TCA Title 55, Chapter 50.

Senate Bill No. 2933 by Senator Ramsey.

County Officers -- Retains the office of constable in Johnson County; grants law enforcement powers to such constable. Amends TCA Title 8, Chapter 10, Part 1.

Senate Bill No. 2934 by Senator Ramsey.

Alcoholic Offenses -- Requires person convicted of driving under influence of intoxicant, who is driving on a restricted license, to obtain license plate for such person's vehicle from Department of Safety which shall be blaze orange with white letters. Amends TCA Title 55, Chapter 10, Part 4.

Senate Bill No. 2935 by Senators Ramsey and Miller.

Law Enforcement -- Encourages law enforcement agencies to open their shooting ranges to the public when such ranges are not being used by law enforcement personnel; allows agency to charge reasonable fee to public users. Amends TCA Title 38, Chapter 8, Part 1.

Senate Bill No. 2936 by Senators Ramsey and Miller.

Comptroller, State -- Requires agencies to implement recommendations made in audits by the comptroller; requires Commissioner of Finance and Administration to reduce subsequent appropriations in an amount equal to savings estimate of implementing changes. Amends TCA Title 4, Chapter 3, Part 3.

Senate Bill No. 2937 by Senators Ramsey and Miller.

Finance and Administration, Dept. of -- Requires commissioner to initiate audit of state spending during fiscal year 2003-2004 and to submit completed audit copies to the governor and members of the general assembly. Amends TCA Title 4, Chapter 3, Part 10 and Title 4, Chapter 3, Part 3.

Senate Bill No. 2938 by Senator Ramsey.

County Government -- Permits county and utility district or electric cooperative to enter into agreements whereby voluntary contributions to round up programs from customers within county are transferred to county for use for economic development or charitable purposes. Amends TCA Title 7, Chapter 82 and Title 65, Chapter 25.

Senate Bill No. 2939 by Senator Ramsey.

Special License Plates -- Authorizes issuance of special purpose license plates for county mayors, such plates to be valid for registration purposes on motor vehicles owned by county governments and operated exclusively by county mayors in connection with official duties; limits issuance of such plates to one per county. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2940 by Senator Ramsey.

Real Estate Agents and Brokers -- Reduces the term of appointment of members of the Tennessee real estate commission from five years to three years; requires that the governor choose members who are to be licensed brokers or affiliate brokers from among a list submitted by the Tennessee Association of Realtors. Amends TCA Title 62, Chapter 13.

Senate Bill No. 2941 by Senator Ramsey.

Administrative Procedure (UAPA) -- Enacts "Regulatory Flexibility Act". Amends TCA Title 4, Chapter 5.

Senate Bill No. 2942 by Senator Trail.

Education, Higher -- Provides for master planning by the Tennessee Higher Education Commission and the state board of regents, including a biennial report to the governor and general assembly. Amends TCA Title 49, Chapter 7 and Title 49, Chapter 8.

Senate Bill No. 2943 by Senator Clabough.

Environmental Preservation -- Deletes obsolete start-up language from the Petroleum Underground Storage Act. Amends TCA Section 68-215-109 and Section 68-215-111.

Senate Bill No. 2944 by Senator Herron.

University of Tennessee -- Allows high school valedictorians and salutatorians from any state bordering Tennessee to enroll at the University of Tennessee at Martin at in-state tuition rates. Amends TCA Title 49, Chapter 9.

Senate Bill No. 2945 by Senator Clabough.

Air Pollution -- Changes from 90 days to 60 days length of time in which air pollution control board has to notify governor of board vacancy and length of time in which governor has to appoint new member after notification. Amends TCA Title 68, Chapter 201.

Senate Bill No. 2946 by Senator Ford.

Taxes, Ad Valorem -- Revises archaic terminology concerning assessment of personal property of the severely and persistently mentally ill. Amends TCA Section 67-5-502.

Senate Bill No. 2947 by Senator Henry.

Sewage -- Expands pilot project study of advanced treatment systems to include municipalities and public utilities in addition to authorities and requires such entities to take perpetual ownership, maintenance and operation of such ATS system. Amends TCA Section 68-221-415; Section 68-221-416 and Section 68-221-417.

Senate Bill No. 2948 by Senator Miller.

Criminal Offenses -- Specifies that an assault on a police dog is a Class C felony rather than a Class A misdemeanor; specifies that a police dog intentionally killed must be valued at no less than \$10,000, making that offense a Class C felony. Amends TCA Title 39.

Senate Bill No. 2949 by Senator Herron.

Health, Dept. of -- Directs the Commissioners of Health and Environment and Conservation to establish a study committee to make recommendations about fighting and reducing cancer in Tennessee to the general assembly. Amends TCA Title 68, Chapter 5.

Senate Bill No. 2950 by Senator Miller.

Law Enforcement -- Increases the offense of impersonation of a law enforcement officer from a Class B misdemeanor to a Class E felony. Amends TCA Title 39, Chapter 16.

Senate Bill No. 2951 by Senator Dixon.

Special License Plates -- Authorizes issuance of new specialty earmarked plates to promote organ donation awareness in Tennessee; allocates 50 percent of funds produced from sale thereof, minus expenses, to Tennessee Donor Services and Mid-South Transplant Society for such purpose. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2952 by Senator Dixon.

Insurance, Motor Vehicles -- Enacts mandatory motor vehicle insurance coverage; requires proof of motor vehicle insurance at time of registration or renewal of registration of motor vehicle; requires insurance company to notify Commissioner of Safety upon cancellation or termination of insurance. Amends TCA Title 55.

Senate Bill No. 2953 by Senator Herron.

Financial Institutions, Dept. of -- Requires the Department of Financial Institutions, division of consumer affairs, to report to the governor and general assembly concerning consumer complaints about the quality of advice and services provided by credit services businesses. Amends TCA Title 45 and Title 47, Chapter 18.

Senate Bill No. 2954 by Senator Miller.

Animal Control -- Authorizes the animal control division within any local law enforcement agency to possess and use an appropriate Schedule III controlled substance, solely for the purpose of tranquilizing animals as necessary to prevent immediate peril to human life or property. Amends TCA Title 39, Chapter 17, Part 4; Title 53, Chapter 11, Part 3; Title 53, Chapter 11, Part 4; Title 63, Chapter 10 and Title 63, Chapter 12, Part 1.

Senate Bill No. 2955 by Senator Henry.

Utilities, Utility Districts -- Reduces from 500 to 400 the number of customer connections required for utility districts to participate in the waste water facility revolving loan fund. Amends TCA Title 68, Chapter 221.

Senate Bill No. 2956 by Senator Herron.

Sentencing -- Increases penalty for simple possession of a controlled substance from Class A misdemeanor to Class E felony where substance possessed was methamphetamine, the possession involved the manufacture of such drug, but such manufacture was by that individual and for that individual's own use. Amends TCA Title 39, Chapter 17, Part 4.

Senate Bill No. 2957 by Senator Burchett.

Workers' Compensation -- Removes exception for child support to the nonassignability of workers' compensation payments. Amends TCA Title 36, Chapter 5 and Title 50, Chapter 6.

Senate Bill No. 2958 by Senator Dixon.

Lottery -- Authorizes the National Multiple Sclerosis Society to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2959 by Senator Dixon.

Lottery -- Authorizes the Epilepsy Foundation of Middle Tennessee to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2960 by Senator Dixon.

Lottery -- Authorizes the Lupus Foundation, Mid-South Chapter, to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2961 by Senator Dixon.

Lottery -- Authorizes the Muscular Dystrophy Association to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2962 by Senator Dixon.

Lottery -- Authorizes the Alzheimer's Association, Mid-South Chapter, to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2963 by Senator Dixon.

Lottery -- Authorizes the Alzheimer's Association, East Tennessee Chapter, to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2964 by Senator Dixon.

Lottery -- Authorizes Prevent Blindness Tennessee to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2965 by Senator Dixon.

Lottery -- Authorizes the Cystic Fibrosis Foundation to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2966 by Senator Ford.

Child Custody and Support -- Enacts Protective Parent Reform Act, which addresses custody of abused children. Amends TCA Section 36-6-111.

Senate Bill No. 2967 by Senator Clabough.

Medical Occupations -- Revises membership of emergency medical services board. Amends TCA Title 68, Chapter 140, Part 5.

Senate Bill No. 2968 by Senator Dixon.

Lottery -- Authorizes the National Kidney Foundation of Middle Tennessee to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2969 by Senator Herron.

Public Contracts -- Requires departments and agencies to give preference to Tennessee agricultural products during purchasing if cost and quality are equal. Amends TCA Title 4 and Title 12.

Senate Bill No. 2970 by Senator Dixon.

Lottery -- Authorizes the National Kidney Foundation of East Tennessee to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2971 by Senator Dixon.

Lottery -- Authorizes the National Kidney Foundation of West Tennessee to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2972 by Senator Dixon.

Lottery -- Authorizes Community Health Charities to conduct annual event pursuant to Article XI, Section 5 of Constitution of Tennessee.

Senate Bill No. 2973 by Senator Cohen.

Motor Vehicles, Titling and Registration -- Requires special license plates be issued administratively by the Department of Safety rather than by county clerks. Amends TCA Title 55, Chapter 4, Part 2.

Senate Bill No. 2974 by Senator Herron.

Tobacco Master Settlement Agreement -- Imposes additional requirements regarding tobacco manufacturers and escrow accounts. Amends TCA Title 67, Chapter 4, Part 26.

Senate Bill No. 2975 by Senators Haynes, Crutchfield, Fowler, Ramsey, Clabough, Burchett, Herron and Ford.

District Attorneys -- Increases salaries of assistant district attorneys general for each year of experience in the position. Amends TCA Section 8-7-226 and Title 16, Chapter 2.

Senate Bill No. 2976 by Senators Haynes, Crutchfield, Fowler, Ramsey, Clabough, Burchett, Herron and Ford.

District Attorneys -- Increases the number of assistant district attorneys general by at least one in certain judicial districts. Amends TCA Title 16, Chapter 2 and Title 8, Chapter 14.

Senate Bill No. 2977 by Senator Burks.

Taxes, Excise -- Clarifies that financial institutions are deemed to be doing business in Tennessee if the business regularly solicits business from customers in this state including the sending of electronic communications to Tennessee customers. Amends TCA Title 67, Chapter 4.

Senate Bill No. 2978 by Senator Burks.

Economic and Community Development -- Revises threshold for distribution of funds under Job Skills program; requires funds be distributed equally to new industry training and to existing industry training. Amends TCA Title 50, Chapter 7, Part 4.

Senate Bill No. 2979 by Senator Burks.

Safety -- Empowers the Department of Health to inspect, test and quarantine any property used for the manufacture of methamphetamine, and allows those activities to be considered in the calculation of restitution for the cost of making the property safe for human use. Amends TCA Title 68.

Senate Bill No. 2980 by Senator Burks.

Criminal Offenses -- Establishes limitations on sale of products containing ephedrine, pseudoephedrine, or phenylpropanolamine; creates Class A misdemeanor and civil penalty for violation of such restrictions. Amends TCA Title 39, Chapter 17, Part 4.

Senate Bill No. 2981 by Senator Burks.

County Officers -- Allows county to redesignate county mayor as county executive by private act. Amends TCA Section 5-6-101.

Senate Bill No. 2982 by Senator Burks.

Public Works Projects -- Authorizes local governments to issue bonds for the extension of railroads. Amends TCA Title 9, Chapter 21.

Senate Bill No. 2983 by Senator Burks.

Domestic Violence -- Provides that an order of protection is in effect from the time it is actually served or the time the respondent acquires knowledge of the order of protection with such knowledge being presumed if respondent properly served with ex parte order of protection and fails to appear for the order of protection hearing. Amends TCA Title 36, Chapter 3, Part 6 and Section 39-13-102.

Senate Bill No. 2984 by Senator Burks.

Domestic Violence -- Deletes requirement that orders of protection be read to the respondent and provides that these orders be served upon respondent the same as Rule 5 of rules of civil procedure provides for other orders. Amends TCA Title 36, Chapter 3, Part 6.

Senate Bill No. 2985 by Senator Burks.

Taxes, Franchise -- Adopts a throwback rule for franchise and excise taxes and earmarks new revenues for home- and community-based services for persons with certain disabilities. Amends TCA Title 33; Title 67; Title 68 and Title 71.

Senate Bill No. 2986 by Senator Burks.

Victims' Rights -- Deletes code sections relative to Tennessee victims coalition which completed sunset wind-down on June 30, 2003, and transfers duties relative to providing brochures under the victims' bill of rights to victims of crime state coordinating council. Amends TCA Title 4, Chapter 41 and Title 40, Chapter 38.

Senate Bill No. 2987 by Senator Burks.

Education, Higher -- Requires university foundations to adopt codes of ethics and provides procedure for removal of foundation board members who violate such codes. Amends TCA Section 49-7-107.

Senate Bill No. 2988 by Senator Burks.

Health Care -- Requires placement of automated external defibrillators in schools, facilities with an occupancy of 1,000 or more, certain fire department vehicles, and police vehicles, and training of personnel to use such defibrillators. Amends TCA Title 68, Chapter 140, Part 7.

Senate Bill No. 2989 by Senator Burks.

Highways, Roads and Bridges -- Requires member of highway patrol be at all highway construction zones while workers are present. Amends TCA Title 55, Chapter 20.

Senate Bill No. 2990 by Senator Burks.

Taxes, Real Property -- Extends property tax relief to veterans disabled from combat exposure to Agent Orange. Amends TCA Title 67, Chapter 5, Part 7.

Senate Bill No. 2991 by Senator Burks.

Funeral Directors and Embalmers -- Requires that agreements, contracts or plans for pre-need funeral goods or services include information for consumers. Amends TCA Title 62, Chapter 5.

Senate Bill No. 2992 by Senator Burks.

Special License Plates -- Authorizes issuance of Tennessee Councils of Boy Scouts of America new specialty earmarked plates; allocates 50 percent of funds derived from sale thereof to six Tennessee Councils of BSA in equal shares. Amends TCA Title 55, Chapter 4.

Senate Bill No. 2993 by Senator Burks.

Economic and Community Development -- Requires Commissioner of Finance and Administration to provide list of projects funded through Tennessee industrial infrastructure program to chairs of finance committees in both houses. Amends TCA Title 4; Title 9 and Title 67.

Senate Bill No. 2994 by Senator Clabough.

Election Laws -- Requires municipalities to move local election to coincide with general election in November by 2010. Amends TCA Title 2; Title 4; Title 5; Title 6; Title 7 and Title 8.

Senate Bill No. 2995 by Senator Clabough.

Constitutional Conventions -- Provides for limited constitutional convention on Article XI, Section 9, relative to consolidation of local governments.

Senate Bill No. 2996 by Senator Clabough.

Education, Higher -- Merges University of Tennessee system into state board of regents system; abolishes UT board of trustees. Amends TCA Title 49, Chapter 7; Title 49, Chapter 8 and Title 49, Chapter 9.

Senate Bill No. 2997 by Senator Cooper.

Unemployment Compensation -- Modifies the rate of the Tennessee job skills fee. Amends TCA Title 50, Chapter 7.

Senate Bill No. 2998 by Senator Clabough.

Traffic Safety -- Permits motorcycle riders to not wear crash helmet the week before Memorial Day or the week following Labor Day; requires highway patrol to compile report regarding motorcycle accidents and severity of injuries. Amends TCA Title 55, Chapter 9, Part 3.

Senate Bill No. 2999 by Senator Clabough.

Special License Plates -- Changes design of Vietnam Veteran license plate to include representation of Vietnam Service Medal; adds receipt of Vietnam Service Medal as qualification for eligibility to obtain such plate. Amends TCA Title 55, Chapter 4, Part 2.

Senate Bill No. 3000 by Senator Clabough.

State Inmates -- Prohibits state from reimbursing private prison facility for housing state inmates at a rate higher than amount paid to counties for housing state inmates. Amends TCA Title 41.

Senate Bill No. 3001 by Senator Graves.

Annexation -- Alters the burden of proof required in a quo warranto action filed to challenge the validity of an annexation ordinance. Amends TCA Section 6-58-111.

Senate Bill No. 3002 by Senator Graves.

Annexation -- Provides that a municipality possesses exclusive power to annex areas located within its approved urban growth boundaries. Amends TCA Section 6-58-111.

Senate Bill No. 3003 by Senator Haynes.

Workers' Compensation -- Changes provisions concerning terms of members of the advisory council on workers' compensation. Amends TCA Title 13, Chapter 7; Title 38, Chapter 6; Title 50, Chapter 3; Title 50, Chapter 6; Title 50, Chapter 9 and Title 56.

Senate Bill No. 3004 by Senator Burchett.

Evidence -- Reduces age at which alleged victim of sexual penetration or contact, regardless of consent, is not considered an accomplice, and whose testimony needs no corroboration to secure conviction if corroboration is necessary solely because of alleged consent, from less than 13 to 13 or less. Amends TCA Title 40, Chapter 17.

Senate Bill No. 3005 by Senator Kilby.

Corporations, For Profit -- Creates the Professional Service Corporation Act of 2004. Amends TCA Title 48, Chapter 101.

Senate Bill No. 3006 by Senator Henry.

Water -- Creates advisory commission to division of groundwater protection in Department of Environment and Conservation to assist in encouraging business development without compromising water quality. Amends TCA Title 69, Chapter 3, Part 1.

Senate Bill No. 3007 by Senator Graves.

TennCare -- Requires the comptroller to report to the select oversight committee on TennCare concerning financial and other impacts of recent changes in the TennCare program by January 15, 2005. Amends TCA Title 3; Title 4; Title 33; Title 56; Title 63; Title 68 and Title 71.

Senate Bill No. 3008 by Senator Burks.

DNA and Genetic Testing -- Removes process for state payment of expenses associated with DNA testing of post-conviction petitioners from the criminal injuries compensation fund. Amends TCA Section 29-13-116 and Section 40-30-313.

Senate Bill No. 3009 by Senator Henry.

Sewage -- Adds ten dollars to cost of permits issued for construction of subsurface sewage disposal systems to fund research and development fund. Amends TCA Title 68, Chapter 221.

Senate Bill No. 3010 by Senator Clabough.

Hospitals and Health Care Facilities -- Requires long-term care facilities to maintain adequate liability insurance and directs the board for licensing health care facilities to set requirements for the insurance by rule. Amends TCA Title 68.

Senate Bill No. 3011 by Senator Herron.

TennCare -- Excludes income earned by an adult child living at home and attending school from the calculation of family income in determining eligibility for medical assistance. Amends TCA Title 71, Chapter 5, Part 1.

Senate Bill No. 3012 by Senator Herron.

Safety -- Creates study committee for protection of older drivers and those on the road with them appointed by the Departments of Safety, Transportation and Health. Amends TCA Title 4, Chapter 3, Part 20.

Senate Bill No. 3013 by Senator Cooper.

Medical Occupations -- Revises membership of emergency medical services board. Amends TCA Title 68, Chapter 140, Part 5.

Senate Bill No. 3014 by Senator Herron.

Health Care -- Requires Department of Health to initiate outreach program to provide low-income and TennCare eligible Tennesseans information, education and assistance relative to obtaining prescription drugs at discounted cost, similar to program established in Commission on Aging to provide such assistance to Medicare-eligible Tennesseans. Amends TCA Title 4, Chapter 3 and Section 71-2-105.

Senate Bill No. 3015 by Senator Henry.

Sewage -- Revises requirements for advanced treatment system pilot project study to require that duplicate area on lots where ATS is installed meets requirements for an alternative system area, or a conventional system as required by present law. Amends TCA Section 68-221-415; Section 68-221-416 and Section 68-221-417.

Senate Bill No. 3016 by Senator Henry.

State Employees -- Includes Tennessee Foreign Language Institute in-state institutions of higher education at which state employees may take one free course per term; reimbursement to come from existing funding. Amends TCA Section 8-50-114.

Senate Bill No. 3017 by Senator Graves.

Education -- Allows development districts as well as LEAs and human resource agencies to be service delivery systems for character education. Amends TCA Section 37-5-204 and Title 49, Chapter 6.

Senate Bill No. 3018 by Senator Crutchfield.

Governor -- Changes references from "Tennessee executive residence preservation foundation" to "Tennessee Residence Foundation" in one section of the chapter addressing Executive Residence Preservation. Amends TCA Title 4, Chapter 23.

Senate Bill No. 3019 by Senator Burks.

Victims' Rights -- Directs that criminal injury fund compensation shall be payable to certain family members of victims for unreimbursed or unreimbursable mental health counseling or treatment up to \$3,500. Amends TCA Title 29, Chapter 13, Part 1.

Senate Bill No. 3020 by Senator Burchett.

Process, Service of -- Creates "Private Process Servers Regulatory Act". Amends TCA Title 8, Chapter 8, Part 1; Title 16, Chapter 15, Part 9; Title 39, Chapter 16, Part 6 and Title 62.

Senate Bill No. 3021 by Senator Bryson.

Alcoholic Offenses -- Creates Class E felony of furnishing alcohol to minor knowing person is minor and knowing minor intends to consume alcohol where violation results in minor's intoxication and serious bodily injury to minor or another and Class D felony involving same conduct but which results in death of minor or another; adds affirmative defense that defendant reasonably believed the minor was 21. Amends TCA Section 39-15-404; Title 57, Chapter 4, Part 2 and Title 57, Chapter 5, Part 3.

Senate Bill No. 3022 by Senator Bryson.

Autopsies -- Clarifies that autopsies are not public records and are confidential; prevents release or reproduction of autopsy photographs unless ordered by next of kin or court. Amends TCA Title 10, Chapter 7, Part 5 and Title 38, Chapter 7.

Senate Bill No. 3023 by Senator Bryson.

Public Records -- Makes military discharge records filed with register of deeds confidential. Amends TCA Section 10-7-504 and Section 10-7-513.

Senate Bill No. 3024 by Senator Bryson.

Scholarships and Financial Aid -- Changes high school graduation eligibility date from after January 1, 2004, to after December 1, 2003, for students seeking lottery scholarships as entering freshmen in the 2004-2005 school year. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 3025 by Senator Bryson.

Solid Waste Disposal -- Adds a statement as to whether a proposed facility will receive baled waste to the public notice required for proposed facilities. Amends TCA Title 68.

Senate Bill No. 3026 by Senator Bryson.

Day Care -- Prohibits new hires or existing employees from serving as a driver for a child care center until the employee has undergone a drug test and received a negative result. Amends TCA Title 7, Chapter 3, Part 5.

Senate Bill No. 3027 by Senator Cooper.

Budget Procedures -- Enacts "Performance-Based Budgeting and Program Review Act of 2004". Amends TCA Title 9, Chapter 4.

Senate Bill No. 3028 by Senators Ketron, Person and Cohen.

Criminal Offenses -- Increases the sanction imposed upon a first conviction for aggravated cruelty to animals from Class A misdemeanor to Class E felony; retains Class E felony sanctions for subsequent violations. Amends TCA Section 39-14-212.

Senate Bill No. 3029 by Senator Ketron.

Consumer Protection -- Makes it a deceptive trade practice to advertise for a seminar on living trusts or estate taxation unless advertisement also states the minimum amount at which an estate must be valued in order to be subject to estate tax. Amends TCA Title 23, Chapter 3 and Title 47, Chapter 18.

Senate Bill No. 3030 by Senator Ketron.

Day Care -- Requires modifications in child welfare agency licensing standards to be presented to the Senate and House Government Operations Committee, for review and comment, prior to implementation. Amends TCA Title 71, Chapter 3, Part 1; Title 71, Chapter 3, Part 5 and Title 71, Chapter 5.

Senate Bill No. 3031 by Senator Ketron.

Firefighters -- Enacts the "Good Samaritan Volunteer Firefighters' Assistance Act". Amends TCA Title 29, Chapter 34, Part 2.

Senate Bill No. 3032 by Senator Ketron.

School Transportation -- Allows LEAs to provide school transportation outside 250-yard radius of school rather than outside one and one-half mile distance by road. Amends TCA Title 49, Chapter 6, Part 21.

Senate Bill No. 3033 by Senator Ketron.

Insurance Companies, Agents, Brokers, Policies -- Allows title insurance company to release mortgage or deed of trust after the secured party is notified in certain circumstances. Amends TCA Title 56, Chapter 35.

Senate Bill No. 3034 by Senator Ketron.

Child Custody and Support -- Directs the administrative office of the courts to develop and implement a standardized form for all courts statewide to use in developing and approving parenting plans. Amends TCA Title 36, Chapter 6, Part 4.

Senate Bill No. 3035 by Senator Ketron.

Workers' Compensation -- Requires Commissioner of Labor and Workforce Development to report to the special joint committee on workers' compensation, by January 15, 2005, concerning the effectiveness of the safety committee program. Amends TCA Title 50.

Senate Bill No. 3036 by Senator Ketron.

Highways, Roads and Bridges -- Removes roads owned and maintained by a county or municipality from the definition of public highway for the purpose of Department of Transportation relocation of utility projects. Amends TCA Section 54-5-802.

Senate Bill No. 3037 by Senator Ketron.

Safety -- Requires private and state employed fire prevention and building officials to be certified by the state fire marshal to the same degree as municipal and county fire prevention and building officials; removes the exception that certain experienced municipal and county building inspectors do not have to be certified. Amends TCA Title 68, Chapter 120.

Senate Bill No. 3038 by Senator Ketron.

Taxes, Real Property -- Raises income limit for elderly low-income tax relief to \$24,000. Amends TCA Section 67-5-702.

Senate Bill No. 3039 by Senator Ketron.

Hospitals and Health Care Facilities -- Requires all nursing homes to have sprinkler systems by June 30, 2009; specifies that no state funds will be appropriated for sprinkler systems for nursing homes. Amends TCA Title 68.

Senate Bill No. 3040 by Senator Ketron.

Insurance, Health, Accident -- Authorizes certain multi-employer self-insuring pools for providing health insurance to employers in certain nonprofit business coalitions or associations. Amends TCA Title 56.

Senate Bill No. 3041 by Senators Ketron and Beavers.

Criminal Offenses -- Strengthens the penalties for attempting to flee or elude law enforcement in a motor vehicle; requires no less than two years imprisonment per instance of property damage that results and no less than three years per instance of personal injury that results; requires no less than 25 years imprisonment if death results; requires any sentence imposed to be served consecutively to any sentence imposed for crimes for which the person was attempting to flee; allows female drivers who are alone in a vehicle and who are signaled by an unmarked car to proceed at no more than 35 miles per hour to a public area without committing an offense. Amends TCA Section 39-16-603.

Senate Bill No. 3042 by Senator Jackson.

Education, Higher -- Requires students at public medical schools in this state to agree on completion of medical education to practice in Tennessee for five years and to participate in TennCare or to repay the value of the public subsidy. Amends TCA Title 49 and Title 68.

Senate Bill No. 3043 by Senator Jackson.

Boards and Commissions -- Authorizes private probation services council to establish fees sufficient to pay annual expenses and assess civil penalty per violation of statute, rule or order enforceable by council after UAPA hearing. Amends TCA Title 16, Chapter 3, Part 9.

Senate Bill No. 3044 by Senator Jackson.

Lottery -- Authorizes, pursuant to Article XI, Section 5 of the Constitution of Tennessee, the Lawrenceburg Knights of Columbus to conduct an annual event during calendar year 2004 for the purpose of raising money for the benefit of such organization.

Senate Bill No. 3045 by Senator Jackson.

Special License Plates -- Authorizes issuance of new specialty earmarked license plates for The Elephant Sanctuary in Tennessee; allocates 50 percent of funds derived from sale thereof, minus expenses, to such organization. Amends TCA Title 55, Chapter 4.

Senate Bill No. 3046 by Senator Jackson.

General Assembly -- Permits member of general assembly who is receiving early retirement benefits from social security to submit actual expenses for reimbursement of office expenses in lieu of being paid set amount so long as reimbursement does not exceed the statutorily authorized expense; requires records of finance and administration to reflect payments made are a reimbursement. Amends TCA Title 3.

Senate Bill No. 3047 by Senator Jackson.

Physicians and Surgeons -- Expands the medical specialists eligible to participate in the waiver of foreign residence requirement for medical graduates who are aliens and make other revisions to such program. Amends TCA Section 68-1-121.

Senate Bill No. 3048 by Senator Jackson.

Insurance, Health, Accident -- Establishes any willing provider status for hospitals that participate in TennCare by prohibiting Blue Cross/Blue Shield from being eligible to participate in state employees group insurance program unless it permits such hospitals to be contracted providers and be included in any provider network for the state employees' group insurance program. Amends TCA Title 8, Chapter 27, Part 2.

Senate Bill No. 3049 by Senator Jackson.

Children's Services, Dept. of -- Prohibits judicial branch employee from contracting with department for services. Amends TCA Title 37, Chapter 5.

Senate Bill No. 3050 by Senator Jackson.

Sexual Offenses -- Increases penalty from Class A misdemeanor to Class E felony for failure of sexual offender to file initial registration/monitoring form with TBI; assesses \$100 registration/filing fee on sexual offender; requires releasing authority to notify TBI of release of sexual offender at certain times. Amends TCA Title 40, Chapter 39.

Senate Bill No. 3051 by Senator Jackson.

Naming and Designating -- "Hunt Spence McClanahan Memorial Gym", Turney Center Industrial Prison and Farm.

Senate Bill No. 3052 by Senator Jackson.

Taxes, Gross Receipts -- Imposes gross receipts tax on bulk vending machines instead of sales tax. Amends TCA Title 67, Chapter 6, Part 1 and Title 67, Chapter 4, Part 5.

Senate Bill No. 3053 by Senator Jackson.

Highway Signs -- "Fred Thompson Boulevard", U.S. Highway 43 within City of Lawrenceburg.

Senate Bill No. 3054 by Senator Jackson.

Highway Signs -- "Fred Thompson Boulevard", U.S. Highway 43 within City of Lawrenceburg.

Senate Bill No. 3055 by Senator Harper.

Public Contracts -- Requires state agencies to actively solicit bids for purchases from veteran owned businesses; empowers the Department of Finance and Administration to qualify veteran owned businesses, promulgate rules to ensure that a goal of 15 percent of state purchases are purchases from veteran-owned businesses, and monitor the purchases awarded to veteran-owned businesses; prohibits any state agency from being required to give a preference to a veteran-owned business unless the price, terms, conditions and quality of the proposal are equal to that of other businesses. Amends TCA Title 12.

Senate Bill No. 3056 by Senator Jackson.

Scholarships and Financial Aid -- Defines eligible high school to include out-of-state public high schools in counties contiguous to Tennessee that permit enrollment of students from contiguous Tennessee counties by agreement with such students' local education agency. Amends TCA Title 49, Chapter 4, Part 9.

Senate Bill No. 3057 by Senator Jackson.

Marriage -- Deletes exception to payment of additional \$62.50 fee for marriage license that both applicants are out-of-state residents. Amends TCA Section 36-6-413.

Senate Bill No. 3058 by Senator Jackson.

Lottery -- Authorizes, pursuant to Article XI, Section 5 of the Constitution of Tennessee, the Loretto Knights of Columbus to conduct an annual event during calendar year 2004 for the purpose of raising money for the benefit of such organization.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 3059 by Senator Jackson.

Air Pollution -- Gives every citizen standing to appeal decisions of technical secretary to air pollution control board and to file complaints alleging violations of Tennessee Air Quality Act with Commissioner of Environment and Conservation. Amends TCA Title 68, Chapter 201.

Senate Bill No. 3060 by Senator Jackson.

Education, Higher -- Requires submission of proposed increases in student fees at state universities and colleges to select oversight committee on education for review and comment. Amends TCA Title 3 and Title 49.

Senate Bill No. 3061 by Senator Ketron.

Taxes, Sales -- Exempts from sales tax automobiles purchased by national guard members and military reservists who have been called to active duty and have been in active service for one year. Amends TCA Section 67-6-303.

Senate Bill No. 3062 by Senator Ford.

Lottery -- Requires board to report on minority business participation to the Tennessee legislative black caucus on at least a quarterly basis. Amends TCA Title 4, Chapter 51, Part 1.

Senate Bill No. 3063 by Senator Ford.

Lottery -- Clarifies that corporation is to encourage participation by Tennessee minority-owned businesses. Amends TCA Section 4-51-112.

Senate Bill No. 3064 by Senator Ramsey.

Alcoholic Beverages -- Authorizes counties to opt out of extended hours of sale of alcoholic beverages without affecting extended hours of sale of alcoholic beverages in municipalities within such counties. Amends TCA Section 57-4-203.

Senate Bill No. 3065 by Senator Ramsey.

Bluff City -- Subject to local approval, requires the board of mayor and aldermen to appoint a vice-mayor at its first meeting in July following the general town election, or as soon thereafter as possible. Amends Chapter 24 of the Private Acts of 1997; as amended.

Senate Bill No. 3066 by Senator Ramsey.

Motor Vehicles, Titling and Registration -- Authorizes issuance of emergency special license plates to physicians and osteopathic examinations. Amends TCA Title 55, Chapter 4.

Senate Bill No. 3067 by Senator Ramsey.

Tennessee Bureau of Investigation -- Requires chief security officer of institution of higher education to notify TBI of any death or rape occurring on institution property that is suspicious, unexplained or may have resulted from criminal act and requires TBI to investigate death or rape. Amends TCA Section 49-7-118.

Senate Bill No. 3068 by Senator Ramsey.

Workers' Compensation -- Increases burden of proof required for injured employee to overcome presumption that positive alcohol or drug test was cause of injury from preponderance that it was not proximate cause to clear and convincing that it was not a contributing cause of injury. Amends TCA Section 50-6-110.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Bill No. 3069 by Senator Ramsey.

County Officers -- Retains the office of constable in Johnson County. Amends TCA Section 8-10-101.

Senate Bill No. 3070 by Senator Ford.

State Government -- Requires disparity study of state government contracting.

Senate Bill No. 3071 by Senator Clabough.

Pensions and Retirement Benefits -- Allows board of trustees to invest up to 3 percent of Tennessee Consolidated Retirement System assets in venture capital fund. Amends TCA Title 8, Chapter 34 and Title 8, Chapter 37.

Senate Bill No. 3072 by Senator Kilby.

Tort Liability -- Revises provisions pertaining to pooling of tort liability risk among local governments to provide that Commissioner of Commerce and Insurance shall promulgate rules to oversee such pooling arrangements. Amends TCA Section 29-20-401.

Senate Bill No. 3073 by Senator Crowe.

Education, Higher -- Revises provisions on campus police. Amends TCA Section 49-7-118.

Senate Bill No. 3074 by Senator Miller.

Civil Procedure -- Establishes limitation on monetary damages for certain landowners. Amends TCA Title 70, Chapter 7.

Senate Bill No. 3075 by Senator Clabough.

Medical Occupations -- Revises requirements for emergency medical responder to honor Do Not Resuscitate order; provides immunity from criminal or civil prosecution where victim is resuscitated but medical personnel had no knowledge of existence of a DNR order. Amends TCA Title 68, Chapter 140, Part 6.

Senate Bill No. 3076 by Senator Burchett.

Taxes, Sales -- Exempts from sales and use tax automobiles purchased by any active duty member of uniformed armed service provided automobile is titled and registered in Tennessee. Amends TCA Title 67, Chapter 6, Part 3.

Senate Bill No. 3077 by Senator McNally.

Education, Higher -- Adds the Commissioner of Economic and Community Development to the Tennessee Higher Education Commission; provides for various studies by THEC and the office of education accountability. Amends TCA Section 4-3-308 and Title 49, Chapter 7.

Senate Bill No. 3078 by Senator Cohen.

Lottery -- Enacts "Charitable Gaming Act". Amends TCA Title 3; Title 4; Title 38; Title 39 and Title 48.

Senate Bill No. 3079 by Senator Herron.

DUI/DWI Offenses -- Permits state to use, for enhancement of punishment, a conviction for an act committed in another state, regardless of what called, if act would constitute DUI if committed in this state and clarifies that if a person convicted of DUI has prior DUI conviction within past five years, court does not have discretion to order interlock device but must do so. Amends TCA Title 55, Chapter 10, Part 4.

Senate Bill No. 3080 by Senator Harper.

TennCare -- Prohibits the department from requiring persons who have been determined to be totally disabled in establishing eligibility for Medicaid to reestablish their disability on an annual basis. Amends TCA Title 71.

Senate Bill No. 3081 by Senator Harper.

Public Health -- Requires schools to inform parents of need for vision and dental screenings when immunization forms indicate such needs. Amends TCA Title 49, Chapter 6, Part 50 and Title 63.

Senate Bill No. 3082 by Senator Ketron.

Agriculture -- Enacts the Horse Industry Promotion Act; provides for a referendum for assessment on commercial horse feed, proceeds to go to promote equine industry in Tennessee. Amends TCA Title 44.

Senate Bill No. 3083 by Senator Ketron.

Insurance Companies, Agents, Brokers, Policies -- Requires the Commissioner of Commerce to periodically collect updated contact information on insurance companies. Amends TCA Title 56, Chapter 6.

SENATE BILLS ON SECOND CONSIDERATION

The Speaker announced that the following bills passed second consideration and were referred to the appropriate committee:

Senate Bill No. 2151 held on desk.

Senate Bill No. 2152 referred to Committee on Finance, Ways and Means.

Senate Bill No. 2153 referred to Committee on Judiciary.

Senate Bill No. 2154 referred to Committee on State and Local Government.

Senate Bill No. 2155 referred to Committee on Commerce, Labor and Agriculture.

Senate Bill No. 2156 referred to Committee on Government Operations.

Senate Bill No. 2157 referred to Committee on Education.

Senate Bill No. 2158 -- Caption Bill -- held on Clerk's desk pending filing of amendment.

Senate Bill No. 2159 -- Caption Bill -- held on Clerk's desk pending filing of amendment.

Senate Bill No. 2160 referred to Committee on Education.

Senate Bill No. 2161 referred to Committee on General Welfare, Health and Human Resources.

Senate Bill No. 2162 referred to Committee on General Welfare, Health and Human Resources.

Senate Bill No. 2163 referred to Committee on General Welfare, Health and Human Resources.

Senate Bill No. 2164 referred to Committee on Commerce, Labor and Agriculture.

Senate Bill No. 2165 referred to Committee on Education.

Senate Bill No. 2166 referred to Committee on Education.

Senate Bill No. 2167 referred to Committee on Environment, Conservation and Tourism.

Senate Bill No. 2168 referred to Committee on State and Local Government.

Senate Bill No. 2169 referred to Committee on Education.

Senate Bill No. 2170 referred to Committee on Education.

Senate Bill No. 2171 referred to Committee on Education.

Senate Bill No. 2172 referred to Committee on Education.

Senate Bill No. 2173 referred to Committee on Education.

Senate Bill No. 2174 referred to Committee on Education.

Senate Bill No. 2175 referred to Committee on Education.

Senate Bill No. 2176 referred to Committee on Education.

Senate Bill No. 2177 referred to Committee on Education.

Senate Bill No. 2178 referred to Committee on Education.

Senate Bill No. 2179 referred to Committee on Transportation.

Senate Bill No. 2180 referred to Committee on State and Local Government.

Senate Bill No. 2181 referred to Committee on General Welfare, Health and Human Resources.

Senate Bill No. 2182 referred to Committee on Government Operations.

Senate Bill No. 2183 referred to Committee on State and Local Government.

Senate Bill No. 2184 referred to Committee on State and Local Government.

Senate Bill No. 2185 referred to Committee on Transportation.

Senate Bill No. 2186 referred to Committee on State and Local Government.

Senate Bill No. 2187 referred to Committee on State and Local Government.

Senate Bill No. 2188 held on desk.

Senate Bill No. 2189 held on desk.

Senate Bill No. 2190 held on desk.

Senate Bill No. 2191 referred to Committee on Transportation.

Senate Bill No. 2192 referred to Committee on Finance, Ways and Means.

Senate Bill No. 2193 referred to Committee on Judiciary.

Senate Bill No. 2194 referred to Committee on Judiciary.

Senate Bill No. 2195 referred to Committee on State and Local Government.

Senate Bill No. 2196 referred to Committee on Transportation.

Senate Bill No. 2197 referred to Committee on Transportation.

Senate Bill No. 2198 referred to Committee on Environment, Conservation and Tourism.

Senate Bill No. 2199 -- Caption Bill -- held on Clerk's desk pending filing of amendment.

Senate Bill No. 2200 referred to Committee on State and Local Government.

Senate Bill No. 2201 referred to Committee on Commerce, Labor and Agriculture.

Senate Bill No. 2202 referred to Committee on State and Local Government.

Senate Bill No. 2203 referred to Committee on Judiciary.

Senate Bill No. 2204 referred to Committee on Education.

Senate Bill No. 2205 referred to Committee on Education.

Senate Bill No. 2206 referred to Committee on Education.

Senate Bill No. 2207 referred to Committee on Education.

Senate Bill No. 2208 referred to Committee on Finance, Ways and Means.

Senate Bill No. 2209 referred to Committee on Transportation.

Senate Bill No. 2210 referred to Committee on Transportation.

Senate Bill No. 2211 referred to Committee on Transportation.

Senate Bill No. 2212 referred to Committee on Transportation.

Senate Bill No. 2213 referred to Committee on Transportation.

Senate Bill No. 2214 referred to Committee on Judiciary.

Senate Bill No. 2215 referred to Committee on Commerce, Labor and Agriculture.

Senate Bill No. 2216 referred to Committee on Finance, Ways and Means.

Senate Bill No. 2217 referred to Committee on State and Local Government.

Senate Bill No. 2218 referred to Committee on Finance, Ways and Means.

Senate Bill No. 2219 referred to Committee on Judiciary.

Senate Bill No. 2220 referred to Committee on State and Local Government.

Senate Bill No. 2221 referred to Committee on Judiciary.

Senate Bill No. 2222 referred to Committee on Judiciary.

Senate Bill No. 2223 referred to Committee on General Welfare, Health and Human Resources.

Senate Bill No. 2224 referred to Committee on Judiciary.

Senate Bill No. 2225 referred to Committee on Judiciary.

Senate Bill No. 2226 referred to Committee on Education.

Senate Bill No. 2227 referred to Committee on Commerce, Labor and Agriculture.

Senate Bill No. 2228 referred to Committee on Environment, Conservation and Tourism.

Senate Bill No. 2229 held on desk.

Senate Bill No. 2230 held on desk.

Senate Bill No. 2231 held on desk.

Senate Bill No. 2232 held on desk.

Senate Bill No. 2233 held on desk.

Senate Bill No. 2234 held on desk.

Senate Bill No. 2235 held on desk.

Senate Bill No. 2236 referred to Committee on General Welfare, Health and Human Resources.

Senate Bill No. 2237 referred to Committee on State and Local Government.

Senate Bill No. 2238 referred to Committee on General Welfare, Health and Human Resources.

Senate Bill No. 2239 referred to Committee on Judiciary.

Senate Bill No. 2240 referred to Committee on Transportation.

Senate Bill No. 2241 referred to Committee on Judiciary.

Senate Bill No. 2242 referred to Committee on Education.

Senate Bill No. 2243 referred to Committee on Finance, Ways and Means.

Senate Bill No. 2244 referred to Committee on Commerce, Labor and Agriculture.

Senate Bill No. 2245 referred to Committee on Judiciary.

Senate Bill No. 2246 referred to Committee on Judiciary.

Senate Bill No. 2247 referred to Committee on Commerce, Labor and Agriculture.

Senate Bill No. 2248 referred to Committee on Education.

Senate Bill No. 2249 referred to Committee on State and Local Government.

Senate Bill No. 2250 referred to Committee on Transportation.

Senate Bill No. 2251 referred to Committee on State and Local Government.

Senate Bill No. 2252 referred to Committee on State and Local Government.

Senate Bill No. 2253 referred to Committee on State and Local Government.

INTRODUCTION OF RESOLUTIONS

The Speaker announced that the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

Senate Joint Resolution No. 684 by Senator Dixon.
General Assembly, Statement of Intent or Position -- Urges additional funding for the department of education to improve timeliness of test data.

Senate Joint Resolution No. 685 by Senator Dixon.
General Assembly, Statement of Intent or Position -- Urges adequate funding for alternative school programs.

Senate Joint Resolution No. 686 by Senator Dixon.
General Assembly, Statement of Intent or Position -- Urges more state funding for dropout prevention programs.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Joint Resolution No. 687 by Senator Haynes.

Memorials, Retirement -- David Wilson.

Senate Joint Resolution No. 688 by Mr. Speaker Wilder.

Memorials, Death -- Judge Paul R. Summers.

Senate Joint Resolution No. 689 by Senator Kurita.

Memorials, Heroism -- Second Lieutenant Richard Torres, United States Army.

Senate Joint Resolution No. 691 by Senator Ketron.

Memorials, Recognition -- Mt. Pleasant Commercial Historic District.

Senate Joint Resolution No. 692 by Senator Ketron.

Memorials, Recognition -- Culleoka FFA Alumni.

Senate Joint Resolution No. 693 by Senator Burchett.

Memorials, Sports -- Fulton High School Falcons, 2003 TSSAA Class AAA Football Champions.

Senate Joint Resolution No. 694 by Senator Dixon.

General Assembly, Statement of Intent or Position -- Urges full funding of all mandated education programs.

Senate Joint Resolution No. 695 by Senator Dixon.

General Assembly, Statement of Intent or Position -- Urges expansion of early childhood education initiatives.

Senate Joint Resolution No. 696 by Senator Jackson.

Memorials, Recognition -- Andrea Fanta, Rotary International Ambassadorial Scholar.

Senate Joint Resolution No. 697 by Senator Burks.

General Assembly, Adjournment -- Adjourns 103rd General Assembly sine die at close of business on April 15, 2004.

Senate Joint Resolution No. 698 by Senator Clabough.

Constitutional Amendments -- Extends state representatives terms from two years to four years; moves election date for judicial and other civil officers from first Thursday in August to first Tuesday after the first Monday in November.

Senate Joint Resolution No. 699 by Senator Herron.

Memorials, Congress -- Urges Congress to study the growing scope of federal preemption of the banking industry by the Office of the Comptroller of the Currency and to enact legislation, if necessary, to prevent such preemption and the unilateral expansion of jurisdiction of financial institutions without specific endorsement of the elected representatives of the U.S. Congress.

Senate Resolution No. 112 by Senator Fowler.

Memorials, Sports -- Boyd-Buchanan High School, 2003 TSSAA Class A Football State Championship.

Senate Resolution No. 113 by Senator Ramsey.

Memorials, Retirement -- Linda Speir-Gebhardt.

RESOLUTIONS LYING OVER

House Joint Resolution No. 750 -- Memorials, Death -- Thomas Lynn Duff.

The Speaker announced that he had referred House Joint Resolution No. 750 to Committee on Calendar.

House Joint Resolution No. 751 -- Memorials, Death -- Larry L. Lawson, Sr.

The Speaker announced that he had referred House Joint Resolution No. 751 to Committee on Calendar.

House Joint Resolution No. 752 -- Memorials, Retirement -- David Wilson.

The Speaker announced that he had referred House Joint Resolution No. 752 to Committee on Calendar.

House Joint Resolution No. 753 -- Memorials, Recognition -- Bank of Dickson, 50th anniversary.

The Speaker announced that he had referred House Joint Resolution No. 753 to Committee on Calendar.

House Joint Resolution No. 754 -- Memorials, Death -- Carney B. Hicks.

The Speaker announced that he had referred House Joint Resolution No. 754 to Committee on Calendar.

House Joint Resolution No. 755 -- Memorials, Recognition -- Dr. James Theodore "Jimmy" Jackson.

The Speaker announced that he had referred House Joint Resolution No. 755 to Committee on Calendar.

House Joint Resolution No. 756 -- Memorials, Recognition -- William Field, Sr.

The Speaker announced that he had referred House Joint Resolution No. 756 to Committee on Calendar.

House Joint Resolution No. 757 -- Memorials, Death -- Thomas Hayes.

The Speaker announced that he had referred House Joint Resolution No. 757 to Committee on Calendar.

House Joint Resolution No. 758 -- Memorials, Recognition -- Zollie Henslee Bibb, Jr.

The Speaker announced that he had referred House Joint Resolution No. 758 to Committee on Calendar.

House Joint Resolution No. 759 -- Memorials, Recognition -- Philip Hooper.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

The Speaker announced that he had referred House Joint Resolution No. 759 to Committee on Calendar.

House Joint Resolution No. 760 -- Memorials, Recognition -- Henry V. Ragan.

The Speaker announced that he had referred House Joint Resolution No. 760 to Committee on Calendar.

House Joint Resolution No. 761 -- Memorials, Recognition -- Larry Pendergrass.

The Speaker announced that he had referred House Joint Resolution No. 761 to Committee on Calendar.

House Joint Resolution No. 762 -- Memorials, Recognition -- Dr. Laurence C. Jackson.

The Speaker announced that he had referred House Joint Resolution No. 762 to Committee on Calendar.

House Joint Resolution No. 763 -- Memorials, Recognition -- Thomas E. Woodall.

The Speaker announced that he had referred House Joint Resolution No. 763 to Committee on Calendar.

House Joint Resolution No. 764 -- Memorials, Recognition -- George Jackson.

The Speaker announced that he had referred House Joint Resolution No. 764 to Committee on Calendar.

House Joint Resolution No. 765 -- Memorials, Recognition -- Dr. William M. Jackson.

The Speaker announced that he had referred House Joint Resolution No. 765 to Committee on Calendar.

House Joint Resolution No. 766 -- Memorials, Recognition -- Robert T. Spicer.

The Speaker announced that he had referred House Joint Resolution No. 766 to Committee on Calendar.

House Joint Resolution No. 767 -- Memorials, Personal Achievement -- Jeremiah Duff, Eagle Scout.

The Speaker announced that he had referred House Joint Resolution No. 767 to Committee on Calendar.

Senate Joint Resolution No. 669 -- General Assembly, Directed Studies -- Directs select oversight committee on corrections to study the need to create geriatric prisons.

The Speaker announced that he had referred Senate Joint Resolution No. 669 to Committee on State and Local Government.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

Senate Joint Resolution No. 670 -- General Assembly, Studies -- Creates joint study committee to study competitive pay of state employees in comparison to private sector in Tennessee and in other states.

The Speaker announced that he had referred Senate Joint Resolution No. 670 to Committee on Delayed Bills.

Senate Joint Resolution No. 671 -- General Assembly, Studies -- Creates Fee Schedule Study Commission.

The Speaker announced that he had referred Senate Joint Resolution No. 671 to Committee on Delayed Bills.

Senate Joint Resolution No. 672 -- Memorials, Retirement -- Senator Ben Atchley.

The Speaker announced that he had referred Senate Joint Resolution No. 672 to Committee on Calendar.

Senate Joint Resolution No. 673 -- Memorials, Death -- Sam Phillips.

The Speaker announced that he had referred Senate Joint Resolution No. 673 to Committee on Calendar.

Senate Joint Resolution No. 674 -- Memorials, Death -- Dr. Hubert "Booney" Vance, Jr.

The Speaker announced that he had referred Senate Joint Resolution No. 674 to Committee on Calendar.

Senate Joint Resolution No. 675 -- Memorials, Professional Achievement -- Addie Brewer, Caregiver of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 675 to Committee on Calendar.

Senate Joint Resolution No. 676 -- Memorials, Sports -- Cliff Goodrich, 2003 PRCA Southeastern and U.S. Tobacco Calf Roping Champion.

The Speaker announced that he had referred Senate Joint Resolution No. 676 to Committee on Calendar.

Senate Joint Resolution No. 677 -- Memorials, Professional Achievement -- Judge Don Ash.

The Speaker announced that he had referred Senate Joint Resolution No. 677 to Committee on Calendar.

Senate Joint Resolution No. 678 -- Memorials, Death -- Lee Victory.

The Speaker announced that he had referred Senate Joint Resolution No. 678 to Committee on Calendar.

Senate Joint Resolution No. 679 -- Memorials, Professional Achievement -- Bill Whitesell.

The Speaker announced that he had referred Senate Joint Resolution No. 679 to Committee on Calendar.

Senate Joint Resolution No. 680 -- Memorials, Retirement -- Marie Parks.

The Speaker announced that he had referred Senate Joint Resolution No. 680 to Committee on Calendar.

Senate Joint Resolution No. 681 -- Memorials, Death -- Abraham Manuel, Sr.

The Speaker announced that he had referred Senate Joint Resolution No. 681 to Committee on Calendar.

Senate Joint Resolution No. 682 -- Memorials, Death -- Chancellor Ty Cobb.

The Speaker announced that he had referred Senate Joint Resolution No. 682 to Committee on Calendar.

Senate Joint Resolution No. 683 -- Naming and Designating -- Spay Day Tennessee.

The Speaker announced that he had referred Senate Joint Resolution No. 683 to Committee on State and Local Government.

LOCAL BILL
CONSENT CALENDAR

Senate Bill No. 2011 -- Jamestown -- Subject to local approval, increases annual salary of mayor and per diem allowance of aldermen; increases terms of office for mayor and aldermen from two to four years. Amends Chapter 54 of the Private Acts of 1959; as amended.

Senate Bill No. 2087 -- Somerville -- Subject to local approval, designates the board of aldermen by positions one through six and provides that the candidate receiving the highest number of votes in an election for each of the designated positions shall be elected. Amends Chapter 169 of the Private Acts of 1998.

Senator Crowe moved that all Senate Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

MOTION

Senator Atchley moved that **Senate Joint Resolution No. 665** be placed on the calendar for today, which motion prevailed.

CONSENT CALENDAR

House Joint Resolution No. 743 -- Memorials, Death -- John DeLozier Widner.

House Joint Resolution No. 744 -- Memorials, Death -- Elmer Mize.

House Joint Resolution No. 745 -- Memorials, Retirement -- Jack Piepenbring.

House Joint Resolution No. 746 -- Memorials, Professional Achievement -- Joe Elliot, President of American Angus Association.

Senate Joint Resolution No. 647 -- Memorials, Retirement -- Larry Wallace.

Senate Joint Resolution No. 648 -- Memorials, Death -- Leslie R. Hobbs.

Senate Joint Resolution No. 649 -- Memorials, Public Service -- Steve Adams.

Senate Joint Resolution No. 650 -- Memorials, Professional Achievement -- George Vibbert, President of American City Bank of Tullahoma.

Senate Joint Resolution No. 651 -- Memorials, Retirement -- Joe Patton.

Senate Joint Resolution No. 652 -- Memorials, Death -- Asok Banerjee.

Senate Joint Resolution No. 653 -- Memorials, Professional Achievement -- Elizabeth C. Mansfield, 2003 Carnegie/CASE Tennessee Professor of the Year.

Senate Joint Resolution No. 654 -- Memorials, Recognition -- Sam Cordell.

Senate Joint Resolution No. 655 -- Memorials, Professional Achievement -- Edward Porter, recipient of America Nursery and Landscape Association Hall of Fame Award.

Senate Joint Resolution No. 656 -- Memorials, Death -- Former Adjutant General Carl Wallace.

Senate Joint Resolution No. 658 -- Memorials, Sports -- Huntingdon Xplosion 12-and-Under All-Star softball team.

Senate Joint Resolution No. 659 -- Memorials, Recognition -- Page High School Patriot Chess Team.

Senate Joint Resolution No. 660 -- Memorials, Sports -- Huntingdon High School Mustangs, 2003 TSSAA Division 1, Class 2A Champions.

Senate Joint Resolution No. 662 -- Memorials, Death -- First Lieutenant David R. Bernstein.

Senate Joint Resolution No. 663 -- Memorials, Professional Achievement -- Betty Allen, Middle School Counselor of the Year.

Senate Joint Resolution No. 664 -- Memorials, Recognition -- The Jason Foundation.

Senate Joint Resolution No. 666 -- Memorials, Recognition -- Thomas B. Ballard.

Senate Joint Resolution No. 667 -- Memorials, Recognition -- Stan Brock.

Senator Crowe moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

CALENDAR

Senate Joint Resolution No. 665 -- Memorials, Death -- J.B. Shockley.

Senate Joint Resolution No. 665 was adopted by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

House Joint Resolution No. 728 -- Memorials, Death -- J.B. Shockley.

House Joint Resolution No. 728 was concurred in by the following vote:

Ayes	31
Noes	0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

MOTION

Senator Haynes moved that the rules be suspended for the immediate consideration of **Senate Joint Resolution No. 687**, out of order, which motion prevailed.

RESOLUTION LYING OVER

Senate Joint Resolution No. 687 -- Memorials, Retirement -- David Wilson.

On motion of Senator Haynes, the rules were suspended for the immediate consideration of the resolution.

On motion, **Senate Joint Resolution No. 687** was adopted by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

A motion to reconsider was tabled.

MOTION

Senator Crutchfield moved that the Proposed Schedule for the week of January 26, 2004, be adopted and made the action of the Senate, which motion prevailed by the following vote:

Ayes 31
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Cooper, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Jackson, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--31.

**TENNESSEE STATE SENATE
103rd GENERAL ASSEMBLY**

**PROPOSED SCHEDULE
FOR THE WEEK OF JANUARY 26, 2004**

MONDAY -- January 26

5:00 p.m.

Session -- Senate Chamber

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

TUESDAY – January 27

9:30 a.m. – 10:30 a.m.	Finance, Ways & Means Committee
10:30 a.m. – 12:30 p.m.	State & Local Government Committee
12:30 p.m. – 1:30 p.m.	Lunch
1:30 p.m. – 3:30 p.m.	Commerce, Labor & Agriculture Committee
3:30 p.m. – 5:30 p.m.	Judiciary Committee

WEDNESDAY – January 28

8:30 a.m. – 9:30 a.m.	Education Committee
9:30 a.m. – 10:30 a.m.	General Welfare, Health & Human Resources
10:30 a.m. – 11:30 a.m.	Environment, Conservation & Tourism Committee
11:30 a.m. – 12:30 p.m.	Lunch
12:30 p.m. – 1:30 p.m.	Transportation Committee
1:30 p.m. – 2:30 p.m.	Government Operations Committee
3:00 p.m.	Session – Senate Chamber

THURSDAY – January 29

9:00 a.m.	Session – Senate Chamber
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OTHER MEETINGS:

Monday, January 26, 2004 –	Council on Pensions and Insurance 1:30 p.m. – Room 29 LP
Monday, January 26, 2004 –	Communications Theft Study Committee 3:30 p.m. – Room 12/14 LP
Monday, January 26, 2004 –	TennCare Oversight Committee 2:30 - 4:30 p.m. – Room 16 LP
Wednesday, January 28, 2004 –	Oversight Committee on the Lottery 4:00 p.m. – Room 12/14 LP

MOTION

On motion of Senator Jackson, his name was added as sponsor of **House Joint Resolutions Nos. 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765 and 766.**

On motion, all Senators' names were added as sponsors of **Senate Joint Resolutions Nos. 647, 649, 656, 664, 665, 666 and 667.**

On motion of Senators Henry and Harper, their names were added as sponsors of **Senate Joint Resolution No. 687.**

On motion of Senator Clabough, his name was added as sponsor of **House Joint Resolutions Nos. 743, 744 and 745.**

On motion of Senator Graves, her name was added as sponsor of **House Joint Resolution No. 746.**

On motion of Senator Haynes, his name was added as sponsor of **Senate Joint Resolution No. 654.**

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

On motion of Senator Henry, his name was added as sponsor of **Senate Joint Resolution No. 655**.

ENGROSSED BILLS

January 22, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Joint Resolutions Nos. 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 658, 659, 660, 662, 663, 664, 665, 666, 667 and 687; and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

ENGROSSED BILLS

January 22, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined Senate Bills Nos. 2011 and 2087, and find same correctly engrossed and ready for transmission to the House.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE HOUSE

January 22, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 768, 771, 772, 775, 777, 778, 779, 781 and 783; adopted, for the Senate's action.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

January 22, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 626, 627, 628, 637, 638, 639, 640, 641, 643, 644, 645, 646, 668 and 690; concurred in by the House.

BURNEY T. DURHAM,
Chief Clerk.

ENROLLED BILLS

January 22, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Joint Resolutions Nos. 626, 627, 628, 637, 638, 639, 640, 641, 643, 644, 645, 646, 668 and 690; and find same correctly enrolled and ready for the signatures of the Speakers.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

THURSDAY, JANUARY 22, 2004 -- 51ST LEGISLATIVE DAY

MESSAGE FROM THE HOUSE

January 22, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 638, 729, 730, 731, 741 and 742; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

MESSAGE FROM THE HOUSE

January 22, 2004

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 728, 743, 744, 745 and 746; for the signature of the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

SIGNED

January 22, 2004

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 638, 729, 730, 731, 741 and 742.

SIGNED

January 22, 2004

The Speaker announced that he had signed the following: House Joint Resolutions Nos. 728, 743, 744, 745 and 746.

SIGNED

January 22, 2004

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 626, 627, 628, 637, 638, 639, 640, 641, 643, 644, 645, 646, 668 and 690.

MESSAGE FROM THE HOUSE

January 22, 2004

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 626, 627, 628, 637, 638, 639, 640, 641, 643, 644, 645, 646, 668 and 690; signed by the Speaker.

BURNEY T. DURHAM,
Chief Clerk.

REPORT OF CHIEF ENGROSSING CLERK

January 22, 2004

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 626, 627, 628, 637, 638, 639, 640, 641, 643, 644, 645, 646, 668 and 690; for his action.

PATRICK W. MERKEL,
Chief Engrossing Clerk.

MESSAGE FROM THE GOVERNOR

January 22, 2004

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bill No. 2049, with his approval.

ROBERT E. COOPER, JR.,
Counsel to the Governor.

**REPORT OF COMMITTEE ON CALENDAR
CONSENT CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, January 26, 2004: House Joint Resolutions Nos. 750, 751, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766 and 767; and Senate Joint Resolutions Nos. 673, 674, 675, 676, 677, 678, 679, 680, 681 and 682.

This the 22nd day of January, 2004.
CROWE, Chairperson.

REPORT OF COMMITTEE ON CALENDAR

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Monday, January 26, 2004: Senate Joint Resolutions Nos. 629, 630, 631, 632, 633, 634 and 635; and Senate Bills Nos. 1631 and 2080.

This the 22nd day of January, 2004.
CROWE, Chairperson.

ADJOURNMENT

Senator Crutchfield moved the Senate adjourn until 5:00 p.m., Monday, January 26, 2004, which motion prevailed by the following vote:

Ayes 29
Noes 0

Senators voting aye were: Atchley, Beavers, Bryson, Burchett, Burks, Clabough, Crowe, Crutchfield, Dixon, Ford, Fowler, Graves, Harper, Haynes, Henry, Herron, Ketron, Kilby, Kyle, McLeary, McNally, Miller, Norris, Person, Ramsey, Southerland, Trail, Williams and Mr. Speaker Wilder--29.